

venting amendments that should be adopted.

HARDIN of Kaufman.

I voted "no" on final passage of House bill No. 85 for the reason that the House adopted the previous question and thereby cut off amendments that I and other members desired to offer.

STIERNBERG.

SENATE BILL NO. 9 ON SECOND READING.

On motion of Mr. Quaid, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 9, A bill to be entitled "An Act making certain emergency and supplemental appropriations out of the general revenues of the State for the several institutions and departments of the State government as named herein for the balance of the fiscal year ending August 31, 1923, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

BILL ORDERED NOT PRINTED.

On motion of Mr. Quinn, House bill No. 122 was ordered not printed.

ADJOURNMENT.

On motion of Mr. Quaid, the House, at 6 o'clock p. m., adjourned until 10 o'clock a. m. next Monday.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following standing committees have filed favorable reports today on bills as follows:

School Districts—House bills Nos. 121, 120, 119; Senate bills Nos. 32, 25, 23 and 24.

Game and Fisheries—House bill No. 117.

Appropriations—Senate bills Nos. 4 and 22.

Agriculture—Senate bill No. 21.

Liquor Traffic—House bills Nos. 112 and 111.

Public Health—House bill No. 118.

Privileges, Suffrage and Elections—House bill No. 122.

EIGHTEENTH DAY.

(Monday, June 11, 1923.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Abney.	Johnson.
Amsler.	Kemble.
Arnold.	Lackey.
Avis.	Laird.
Baker of Milam.	Lamb.
Baker of Orange.	Lane.
Barker.	LeMaster.
Barrett.	LeSturgeon.
Beasley.	Lewis.
Bell.	Loftin.
Bird.	McBride.
Blount.	McDaniel.
Bryant.	McFarlane.
Burmeister.	McNatt.
Cable.	Martin.
Carpenter	Mathes.
of Matagorda.	Maxwell.
Carson.	Melson.
Carter of Hays.	Merritt.
Chitwood.	Miller.
Coffee.	Montgomery.
Collins.	Moore.
Covey.	Morgan
Cowen.	of Liberty.
Culp.	Morgan
Davenport.	of Robertson.
Davis.	Pate.
DeBerry.	Patman.
Dinkle.	Perdue.
Dodd.	Pinkston.
Downs.	Pool.
Driggers.	Pope.
Duffey.	Potter.
Dunlap.	Price.
Dunn.	Purl.
Durham.	Quaid.
Edwards.	Quinn.
Faubion.	Rice.
Fields.	Robinson.
Finlay.	Russell
Frnka.	of Callahan.
Fugler.	Sanford.
Gipson.	Satterwhite.
Green.	Shearer.
Greer.	Shires.
Hardin of Erath.	Simpson.
Hardin	Smith.
of Kaufman.	Sparkman.
Harris.	Stell.
Henderson	Stevens.
of Marion.	Stewart
Henderson	of Edwards.
of McLennan.	Stewart
Hendricks.	of Galveston.
Howeth.	Stewart of Jasper.
Irwin.	Stewart of Reeves.
Jacks.	Stiernberg.
Jennings.	Stroder.

Sweet.
Teer.
Thompson.
Thrasher.
Turner.
Vaughan.

Wallace.
Wells.
Westbrook.
Williamson.
Wilmons.
Young.

Absent.

Baldwin.
Bobbitt.
Bonham.
Carpenter
of Dallas.
Carter of Coke.
Crawford.
Dielmann.
Houston.
Hughes.

Hull.
Jones.
McKean.
Patterson.
Rowland.
Russell of Trinity.
Storey.
Strickland.
Winfree.

Absent—Excused.

Atkinson.
Harrington.
Looney.
Lusk.
McDonald.

Merriman.
Rogers.
Sackett.
Wessels.
Wilson.

A quorum was announced present.

Prayer was offered by Rev. J. C. Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of sickness:

Mr. Wilson and Mr. Harrington for today, on motion of Mr. Bell.

Mr. Looney for today, on motion of Mr. Jennings.

Mr. McDonald for today, on motion of Mr. Perdue.

Mr. Wessels for today, on motion of Mr. Stell.

Mr. Rogers for today, on motion of Mr. Carson.

RELATING TO DEATH OF CAPITOL EMPLOYEE.

The Speaker laid before the House, for consideration at this time, resolution offered by Mr. Patman, relating to death of Capitol employee.

The resolution having heretofore been read second time.

On motion of Mr. Patman, the resolution was laid on the table subject to call.

SENATE BILL NO. 9 ON PASSAGE TO THIRD READING.

The Speaker laid before the House, as unfinished business, on its passage to third reading,

S. B. No. 9, A bill to be entitled "An Act making certain emergency and supplemental appropriations out of the general revenues of the State for the several institutions and departments of the State government as named herein for the balance of the fiscal year ending August 31, 1923, and declaring an emergency."

The bill having heretofore been read second time.

Mr. Quaid offered the following (committee) amendment to the bill:

Strike out all after Section 1 and insert in lieu thereof the following:

State Board of Control.

To construct ditch and for purchase of pipe and fittings benefit State Cemetery	\$ 415.00
To purchase a mule or horse for use at the State Cemetery not exceeding.....	100.00
Water, light and fuel and contingencies Capitol power house	4,000.00
Water, light and fuel and contingencies State Office Building	1,000.00
To pay Mrs. M. E. Wheeler, assistant guide in charge of paintings, eight months, January 1, 1923, to August 31, 1923, at the rate of \$65 per month.....	520.00
To pay Swann-Schulle Furniture Company of Austin for eight chairs for the use of the House of Representatives at \$22.10 each.....	178.80
To pay Calcasieu Lumber Company for eight desks for use of the House of Representatives at \$55.25 each	442.00
To paint Capitol dome.....	4,000.00

State Comptroller's Department.

Salary of one gross receipts auditor from June 1st to August 31st	\$ 600.00
Traveling expenses for gross receipts auditor	375.00
Stamps, stationery and printing	1,000.00
One bookkeeper	700.00
Six auditors	3,600.00
Traveling expenses six auditors	2,250.00
Traveling expenses for present auditors	4,000.00

To pay salary and expenses of district judges and district attorneys for the several district courts created by the Thirty-eighth Legislature 10,000.00

State Treasury Department.

Salary of stenographer from June 1st to August 31st...\$ 337.50

Salary of auditor from June 1st to August 31st..... 687.25

To pay premiums on surety bonds for the State Treasurer and certain employes in his department to August 31st 131.95

Court of Law at Texarkana.

To pay salary of the judge of the Court at Law at Texarkana for months of June, July and August, 1923...\$ 750.00

Commission of Appeals.

To pay salaries of six judges for months of July and August, 1923 6,500.00

To pay salaries of three stenographers for months of July and August, 1923.... 750.00

To pay salary of porter for months of July and August 100.00

Record books, rental on law books, stationery, telephone and contingent expenses July and August, 1923.... 150.00

Court of Civil Appeals, Tenth Supreme Judicial District.

To pay salary of clerk from June 12 to September 1, 1923\$ 625.00

Department of State.

For contingent expenses, freight, postage, express, telegraph and telephone...\$ 250.00

State Highway Commission.

For adjustment of salaries of members of the Commission from June 15, 1923, in accordance with amended act, provided the amount herein appropriated shall be paid out of the State highway fund and from no other source\$ 1,562.50

The funds derived from occupation tax authorized to be collected by House bill No. 12, being the gasoline tax bill,

coming into the general revenues of the State from the time the said act became effective until August 31, 1923, are hereby appropriated one-fourth to the available free public school fund and the remaining three-fourths to the construction and maintenance of the public highways of the State constituting a part of the State system of public highways as designated by the State Highway Commission, and such funds shall be set aside from the general revenues by the State Treasurer when and as collected and shall become a part of the available public free school fund and the State highway fund, respectively, and shall be subject to disbursement in accordance with the statutes controlling the distribution of such fund.

For freight and handling charges on surplus war equipment destined for use in maintaining the State highway system, to be available for the balance of the present fiscal year ending August 31, 1923, and to be paid out of the State highway fund\$ 40,000.00

State Fire Insurance Commission.

All funds which may be collected by the State Fire Insurance Commission during the remaining portion of the present fiscal year under the provisions of Senate bill No. 301, passed at the Regular Session of the Thirty-eighth Legislature, known as the Workmen's Compensation Insurance Rating Act, or so much thereof as may be necessary, are hereby appropriated to pay salaries and expenses necessary in the enforcement of the provisions of said act.

State Confederate Home.

To purchase lot 12, block 1, and lots 6, 7 and 8, in block 2, Westridge Addition to the city of Austin, being lots adjacent to the property now owned by the State for use of the Confederate Home, as per option, not exceeding\$ 1,300.00

Support and maintenance.... 21,000.00

To repair kitchen and buy and install additional kitchen equipment 2,500.00

Confederate Woman's Home.

For extra nursing.....\$ 200.00

Game, Fish and Oyster Commission.		Sam Houston State Teachers College.	
Stationery and printing.....	\$ 375.00	Fuel, light, heat and power..	\$ 1,000.00
Salaries of twelve additional deputies at \$125 per month each, for three months....	4,500.00	Paving State's share of streets adjacent to college property	979.90
Transportation and expenses of twelve special deputies.	1,250.00	East Texas State Teachers College.	
General traveling expenses for game patrol work.....	1,250.00	To supplement appropriations of \$6000 made by the Thirty-seventh Legislature for an additional boiler and installation	
Provided, that the appropriations herein made for the Game, Fish and Oyster Commission shall be paid out of the special game fund provided for in Article 4039a, Revised Statutes.	\$ 2,000.00	
Texas School for the Deaf.		To install hot water tank in the central heating plant..	
Support and maintenance....	\$ 1,500.00	770.00	
Water, light and power.....	750.00	Stephen F. Austin State Teachers College.	
Texas School for the Blind.		For improvement of grounds..	
Water, light and power.....	\$ 800.00	\$ 15,000.00	
Fuel, coal, oil and gasoline..	1,050.00	For various departmental equipment and supplies and for reference books for library, including musical instruments, music and books	
Electric heating and plumbing fixtures and supplies..	200.00	26,000.00	
Transportation for indigent pupils	650.00	Printing publications	
State Hospital for Crippled and Deformed Children.		800.00	
For general repairs and remodeling	\$4,000.00	College of Industrial Arts.	
Deaf, Dumb and Blind Institute for Colored.		To put new roof on and to repair and paint the administration building	
Fuel, light, water and power..	\$ 800.00	\$ 11,462.50	
Girls' Training School.		To put new roof on and to repair and paint the household arts building.....	
Support and maintenance....	\$ 4,000.00	6,218.50	
Fuel	1,000.00	Agricultural and Mechanical College.	
Parole and traveling expenses	500.00	For steam plant maintenance and installation of a system of stokers for conservation of fuel supply.....	
Stamps and office supplies...	50.00	\$ 32,000.00	
North Texas State Teachers College.		To reimburse the college for the erection of 96 tents and to pay for labor, lumber and equipment therefor wherein housing accommodations were provided for approximately 300 students	
To build temporary building on campus to be used for housing students while the new administration building is under construction..	\$ 10,000.00	7,884.64	
West Texas State Teachers College.		Drilling deep water well to Trinity sands to be under completed contract	
For paving State's part of street adjacent to college property	\$ 6,000.00	20,000.00	
Southwest Texas State Teachers College.		John Tarleton Agricultural College.	
Electric wiring, conduits and lighting	\$ 6,000.00	For light, heat, coal, water, wood, gasoline, electricity and oil	
For roof repairs.....	1,500.00	\$ 4,000.00	
		To repair girls' dormitory... ..	
		5,000.00	
		The North Texas Junior Agricultural College.	
		(Grubbs Vocational College.)	
		For light, heat, power, water and fuel	
		\$ 4,424.31	

Prairie View State Normal and Industrial College.

Steam plant maintenance....\$ 5,000.00

Total\$298,737.85

The appropriations herein provided for are to be construed as the maximum sums to be appropriated to and for the several purposes named herein and no expenditures shall be made nor shall any obligations be incurred, which, added to the actual expenditures, will exceed the amounts herein appropriated for either of said purposes, and any sums not used for the purpose named herein shall revert to the State Treasury.

Sec. 2. The fact that the appropriations heretofore made for the above items are exhausted or will become exhausted before the expiration of the time for which the same were appropriated or the urgent need of such appropriations where same is not a supplemental creates an emergency and an imperative public necessity which justifies the suspension of the constitutional rule requiring bills to be read on three several days in each house and the rule is hereby suspended and this act shall take effect and be in force from and after the passage, and it is so enacted.

Mr. Rice offered the following amendment to the (committee) amendment:

Amend (committee) amendment to Senate bill No. 9, page 8, by striking out all of line 32.

The amendment to the amendment was adopted.

Question then recurring on the (committee) amendment as amended, it was adopted.

Senate bill No. 9 was then passed to third reading.

SENATE BILL NO. 9 ON THIRD READING.

Mr. Quaid moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 9 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—100.

Mr. Speaker.	Avis.
Abney.	Baker of Orange.
Amsler.	Barker.
Arnold.	Barrett.

Beasley.	McFarlane.
Bird.	McNatt.
Blount.	Martin.
Bonham.	Mathes.
Bryant.	Merritt.
Burmeister.	Miller.
Cable.	Moore.
Carson.	Morgan
Carter of Hays.	of Liberty.
Chitwood.	Morgan
Coffee.	of Robertson.
Covey.	Pate.
Cowen.	Patman.
Culp.	Perdue.
Davenport.	Pinkston.
DeBerry.	Pool.
Dinkle.	Potter.
Dodd.	Purl.
Downs.	Quaid.
Driggers.	Quinn.
Duffey.	Rice.
Dunn.	Robinson.
Durham.	Russell
Edwards.	of Callahan.
Faubion.	Satterwhite.
Fields.	Shearer.
Finlay.	Shires.
Frnka.	Simpson.
Fugler.	Smith.
Gipson.	Sparkman.
Green.	Stell.
Greer.	Stevens.
Hardin of Erath.	Stewart
Harris.	of Edwards.
Henderson	Stewart
of Marion.	of Galveston.
Henderson	Stewart of Jasper.
of McLennan.	Stewart of Reeves.
Hendricks.	Stiernberg.
Howeth.	Stroder.
Irwin.	Sweet.
Jacks.	Teer.
Lackey.	Thompson.
Lamb.	Thrasher.
Lane.	Vaughan.
LeMaster.	Wallace.
LeSturgeon.	Wells.
Loftin.	Westbrook.
McBride.	Williamson.
McDaniel.	Wilmans.

Nays—4.

Davis.	Laird.
Maxwell.	Young.

Absent.

Baker of Milam.	Collins.
Baldwin.	Crawford.
Bell.	Dielmann.
Bobbitt.	Dunlap.
Carpenter	Hardin
of Dallas.	of Kaufman.
Carpenter	Houston.
of Matagorda.	Hughes.
Carter of Coke.	Hull.

Jennings.	Price.
Johnson.	Rogers.
Jones.	Rowland.
Kemble.	Russell of Trinity.
Lewis.	Sackett.
McKean.	Storey.
Melson.	Strickland.
Montgomery.	Turner.
Patterson.	Winfree.
Pope.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Sanford.
Looney.	Wessels.
Lusk.	Wilson.
McDonald.	

The Speaker then laid Senate bill No. 9 before the House, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—102.

Mr. Speaker.	Henderson
Amsler.	of Marion.
Arnold.	Henderson
Avis.	of McLennan.
Baker of Orange.	Hendricks.
Barrett.	Howeth.
Beasley.	Irwin.
Bird.	Jacks.
Blount.	Jennings.
Bonham.	Kemble.
Bryant.	Lackey.
Burmeister.	Lamb.
Cable.	Lane.
Carson.	LeMaster.
Carter of Hays.	LeSturgeon.
Chitwood.	Lewis.
Coffee.	Loftin.
Covey.	McBride.
Cowen.	McDaniel.
Davis.	McFarlane.
DeBerry.	McNatt.
Dinkle.	Martin.
Dodd.	Mathes.
Downs.	Melson.
Driggers.	Merritt.
Duffey.	Miller.
Dunn.	Moore.
Durham.	Morgan
Edwards.	of Liberty.
Faubion.	Morgan
Fields.	of Robertson.
Frnka.	Pate.
Fugler.	Patman.
Gipson.	Perdue.
Green.	Pinkston.
Greer.	Pool.
Hardin of Erath.	Potter.
Hardin	Price.
of Kaufman.	Purl.
Harris.	Quaid.

Quinn.	Stewart of Jasper.
Rice.	Stewart of Reeves.
Robinson.	Stiernberg.
Russell	Stroder.
of Callahan.	Sweet.
Satterwhite.	Teer.
Shearer.	Thompson.
Shires.	Thrasher.
Smith.	Vaughan.
Sparkman.	Wallace.
Stell.	Wells.
Stevens.	Westbrook.
Stewart	Williamson.
of Edwards.	Wilmans.
Stewart	
of Galveston.	

Nays—5.

Barker.	Maxwell.
Finlay.	Young.
Laird.	

Present—Not Voting.

Abney.	Simpson.
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Absent.

Baker of Milam.	Hughes.
Baldwin.	Hull.
Bell.	Johnson.
Bobbitt.	Jones.
Carpenter .	McKean.
of Dallas.	Montgomery.
Carpenter	Patterson.
of Matagorda.	Pope.
Carter of Coke.	Rogers.
Collins.	Rowland.
Crawford.	Russell of Trinity.
Culp.	Sanford.
Davenport.	Storey.
Dielmann.	Strickland.
Dunlap.	Turner.
Houston.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Sackett.
Looney.	Wessels.
Lusk.	Wilson.
McDonald.	

HOUSE BILL NO. 68 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 68, A bill to be entitled "An Act to amend Sections 5 and 7 of the Acts of the Second Called Session of the Thirty-eighth Legislature of the State of Texas, known as House bill No. 11, entitled 'An Act to provide a more efficient method for the collection

of delinquent taxes on land; providing compensation for the county attorney and other officials for service rendered in collecting such taxes, further providing for the employment of a special attorney to assist in collecting such taxes, amending Section 1 of Chapter 147 of the Acts of the Regular Session of the Thirty-fourth Legislature, as amended by Section 1 of Chapter 64 of the General Laws passed at the Second Called Session of the Thirty-sixth Legislature, amending Section 2 of Chapter 147 of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fourth Legislature, amending Articles 7687, 7688, 7689, 7692, 7699 of the Revised Civil Statutes of the State of Texas of 1911, repealing Section 3, Chapter 147, of the General Laws of the State of Texas passed at the Regular Session of the Thirty-fourth Legislature, as amended by Section 2, Chapter 64, of the General Laws of the State of Texas passed by the Second Called Session of the Thirty-sixth Legislature, adding to Chapter 15 of Title 126 of the Revised Statutes of Texas of 1911 a new article to be known as Article 7689a, limiting the defenses that may be urged in defense of a suit for delinquent taxes, repealing all laws in conflict with the provisions of this act, and declaring an emergency, by making Section 5 refer to Article 7689 instead of Article 7687, and by defining more clearly what moneys shall be sent by the sheriff to the State Treasurer when the sheriff shall make a sale as provided for in said act, and by amending Section 7, more clearly defining fees to be allowed county attorneys under said act, and declaring an emergency."

The bill was read third time.

Mr. Bonham offered the following amendment to the bill:

Amend House bill No. 68, page 8, Section 3, by changing the word "Thirty-seventh" to "Thirty-eighth" in line 2 of said section.

The amendment was adopted.

House bill No. 68 was then finally passed by the following vote:

Yeas—87.

Amsler.	Blount.
Avis.	Bonham.
Baker of Orange.	Burmeister.
Barker.	Cable.
Beasley.	Bird.

Carson.	Mathes.
Carter of Hays.	Maxwell.
Chitwood.	Merritt.
Coffee.	Miller.
Covey.	Moore.
Cowen.	Morgan
DeBerry.	of Liberty.
Dodd.	Morgan
Driggers.	of Robertson.
Duffey.	Pate.
Dunn.	Perdue.
Durham.	Pool.
Edwards.	Pope.
Faubion.	Potter.
Fields.	Price.
Finlay.	Purl.
Frnka.	Quaid.
Fugler.	Quinn.
Green.	Rice.
Greer.	Russell
Hardin of Erath.	of Callahan.
Harris.	Satterwhite.
Henderson	Shearer.
of Marion.	Shires.
Henderson	Simpson.
of McLennan.	Smith.
Hendricks.	Sparkman.
Jacks.	Stell.
Johnson.	Stewart
Kemble.	of Edwards.
Lackey.	Stewart of Jasper.
Laird.	Stewart of Reeves.
Lamb.	Stiernberg.
Lane.	Stroder.
LeMaster.	Sweet.
Lewis.	Teer.
Loftin.	Thompson.
McBride.	Thrasher.
McDaniel.	Vaughan.
McFarlane.	Wells.
McNatt.	Westbrook.
Martin.	

Nays—10.

Barrett.	LeSturgeon.
Davis.	Patman.
Downs.	Pinkston.
Hardin	Stevens.
of Kaufman.	Wallace.
Jennings.	Williamson.

Present—Not Voting.

Mr. Speaker.	Howeth.
Abney.	Young.
Bryant.	

Absent.

Arnold.	Carter of Coke.
Baker of Milam.	Collins.
Baldwin.	Crawford.
Bell.	Culp.
Bobbitt.	Davenport.
Carpenter	Dielmann.
of Dallas.	Dinkle.
Carpenter	Dunlap.
of Matagorda.	Gipson.

Houston.	Rowland.
Hughes.	Russell of Trinity.
Hull.	Sanford.
Irwin.	Stewart
Jones.	of Galveston.
McKean.	Storey.
Melson.	Strickland.
Montgomery.	Turner.
Patterson.	Wilmans.
Robinson.	Winfree.
Rogers.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Sackett.
Looney.	Wessels.
Lusk.	Wilson.
McDonald.	

SENATE BILL NO. 21 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 21, A bill to be entitled "An Act to amend subdivision 2 of Section 2 and Section 4 of House bill No. 183, passed at the Second Called Session of the Thirty-eighth Legislature, and being 'An Act to provide for the organization of corporations for the purpose of borrowing and loaning money to their members only and for the discount and rediscount of notes, or other evidences of indebtedness for their members and authorizing such corporations to become endorsers on notes or other evidences of indebtedness of their members, providing that such notes or other evidences of indebtedness are made for the purposes provided in the Federal "Agricultural Credits Act of 1923," and for the purpose of loaning money to their members stockholders, where the money is to be used for the production and marketing of staple agricultural productions, or for the raising, breeding, fattening or marketing of live stock and the purchase and payment for capital stock of such corporation; providing that no corporation shall be organized under the provisions of this act with a capital stock of less than \$10,000, all of which shall be fully paid in at the time of filing the articles of incorporation, and such capital stock shall be invested in securities approved for investment by savings banks under the laws of Texas; and providing that such corporations shall by their by-laws provide for the automatic increase of their

capital stock, and authority is given for such automatic increase, providing that such capital stock shall be increased at the rate of ten per centum of the amount of loans made by such corporations; and providing that such corporations shall not make loans in excess of ten times their unimpaired capital stock represented by that part of its capital automatically increased; and providing such corporations may by their articles of incorporation provide for preferred and common stock, and if provision be made for preferred stock the articles of incorporation shall provide for payment of dividends thereon, and for the retirement of both classes of stock; and providing that banking or other corporations, except savings banks, may, upon the approval of the Commissioner of Banking and Insurance, first had and obtained, invest in the preferred stock of such corporations; and providing also the requirements to be set out in the articles of incorporation of such corporations; and providing for the filing of reports with the Secretary of State and the payment of fees therefor, and defining the liability of stockholders, preferred or common, for the debts or engagements of such corporations; providing for the maximum amount of interest, and declaring an emergency."

The bill was read second time and was passed to third reading.

SENATE BILL NO. 21 ON THIRD READING.

Mr. Westbrook moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 21 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101.

Mr. Speaker.	Burmeister.
Abney.	Cable.
Amsler.	Carpenter
Arnold.	of Matagorda.
Avis.	Carson.
Baker of Milam.	Carter of Hays.
Barker.	Chitwood.
Barrett.	Coffee.
Beasley.	Covey.
Bird.	Cowen.
Blount.	Culp.
Bonham.	DeBerry.
Bryant.	Dinkle.

Dodd.	Miller.
Driggers.	Montgomery.
Duffey.	Morgan
Dunn.	of Liberty.
Durham.	Morgan
Edwards.	of Robertson.
Faubion.	Pate.
Fields.	Patman.
Finlay.	Perdue.
Frnka.	Pinkston.
Fugler.	Pool.
Gipson.	Pope.
Green.	Potter.
Greer.	Price.
Hardin of Erath.	Purl.
Hardin	Quaid.
of Kaufman.	Rice.
Harris.	Russell
Henderson	of Callahan.
of Marion.	Satterwhite.
Hendricks.	Shearer.
Howeth.	Shires.
Irwin.	Smith.
Jacks.	Sparkman.
Jennings.	Stell.
Johnson.	Stevens.
Lackey.	Stewart
Laird.	of Edwards.
Lamb.	Stewart of Jasper.
Lane.	Stewart of Reeves.
LeMaster.	Stiernberg.
LeStourgeon.	Stroder.
Lewis.	Sweet.
Loftin.	Teer.
McBride.	Thompson.
McDaniel.	Thrasher.
McFarlane.	Wallace.
McNatt.	Wells.
Martin.	Westbrook.
Mathes.	Wilmans.
Maxwell.	Young.
Merritt.	

Nays—4.

Baker of Orange.	Henderson
Davis.	of McLennan.
	Vaughan.

Absent.

Baldwin.	Melson.
Bell.	Moore.
Bobbitt.	Patterson.
Carpenter	Quinn.
of Dallas.	Robinson.
Carter of Coke.	Rogers.
Collins.	Rowland.
Crawford.	Russell of Trinity.
Davenport.	Sanford.
Dielmann.	Simpson.
Downs.	Stewart
Dunlap.	of Galveston.
Houston.	Storey.
Hughes.	Strickland.
Hull.	Turner.
Jones.	Williamson.
Kemble.	Winfree.
McKean.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Sackett.
Looney.	Wessels.
Lusk.	Wilson.
McDonald.	

The Speaker then laid Senate bill No. 21 before the House, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—102.

Mr. Speaker.	Johnson.
Abney.	Kemble.
Amsler.	Lackey.
Arnold.	Laird.
Avis.	Lamb.
Baker of Milam.	Lane.
Baldwin.	LeMaster.
Barker.	LeStourgeon.
Barrett.	Loftin.
Beasley.	McBride.
Blount.	McDaniel.
Bonham.	McFarlane.
Burmeister.	McNatt.
Cable.	Martin.
Carpenter	Mathes.
of Matagorda.	Maxwell.
Carson.	Merritt.
Carter of Hays.	Miller.
Chitwood.	Montgomery.
Coffee.	Moore.
Covey.	Morgan
Cowen.	of Liberty.
Culp.	Morgan
Dinkle.	of Robertson.
Dodd.	Pate.
Driggers.	Patman.
Duffey.	Perdue.
Dunn.	Pinkston.
Durham.	Pool.
Edwards.	Pope.
Faubion.	Potter.
Fields.	Price.
Finlay.	Purl.
Frnka.	Quaid.
Fugler.	Quinn.
Gipson.	Rice.
Green.	Russell
Greer.	of Callahan.
Hardin of Erath.	Satterwhite.
Hardin	Shearer.
of Kaufman.	Simpson.
Harris.	Sparkman.
Henderson	Stell.
of Marion.	Stevens.
Henderson	Stewart
of McLennan.	of Edwards.
Hendricks.	Stewart of Reeves.
Howeth.	Stiernberg.
Irwin.	Stroder.
Jacks.	Sweet.
Jennings.	Teer.

Thompson.
Thrasher.
Vaughan.
Wallace.
Wells.

Westbrook.
Williamson.
Wilmons.
Young.

Nays—1.

Davis.

Absent.

Baker of Orange.	Lewis.
Bell.	McKean.
Bird.	Melson.
Bobbitt.	Patterson.
Bryant.	Robinson.
Carpenter	Rogers.
of Dallas.	Rowland.
Carter of Coke.	Russell of Trinity.
Collins.	Sanford.
Crawford.	Shires.
Davenport.	Smith.
DeBerry.	Stewart
Dielmann.	of Galveston.
Downs.	Stewart of Jasper.
Dunlap.	Storey.
Houston.	Strickland.
Hughes.	Turner.
Hull.	Winfree.
Jones.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Sackett.
Looney.	Wessels.
Lusk.	Wilson.
McDonald.	

HOUSE BILL NO. 106 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 106, A bill to be entitled "An Act to amend subdivision 2 of Section 2 and Section 4 of House bill No. 183, passed at the Second Called Session of the Thirty-eighth Legislature, and being 'An Act to provide for the organization of corporations for the purpose of borrowing and loaning money to their members only and for the discount and rediscount of notes, or other evidences of indebtedness for their members and authorizing such corporations to become endorsers on notes or other evidences of indebtedness of their members; providing that such notes or other evidences of indebtedness are made for the purposes provided in the Federal "Agricultural Credits Act of 1923," and for the purpose of loaning money to their members stockholders, where the money is to be used for the production, or production and marketing of staple-agricultural productions, or for the raising, breeding,

fattening or marketing of live stock, and the purchase and payment for capital stock of such corporation; providing that no corporation shall be organized under the provisions of this act with a capital stock of less than \$10,000, all of which shall be fully paid in at the time of filing the articles of incorporation, and such capital stock shall be invested in securities approved for investment by savings banks under the laws of Texas; and providing that such corporations shall by their by-laws provide for the automatic increase of their capital stock, and authority is given for such automatic increase, providing that such capital stock shall be increased at the rate of ten per centum of the amount of loans made by such corporations; and providing that such corporations shall not make loans in excess of ten times their unimpaired capital stock represented by that part of its capital automatically increased; and providing such corporations may by their articles of incorporation provide for preferred and common stock, and if provision be made for preferred stock the articles of incorporation shall provide for payment of dividends thereon, and for retirement of both classes of stock; and providing that banking, or other corporations, except savings banks, may, upon the approval of the Commissioner of Banking and Insurance, first had and obtained, invest in the preferred stock of such corporations; and providing for the filing of reports with the Secretary of State and the payment of fees therefor, and defining the liability of stockholders, preferred or common, for the debts or engagements of such corporations; and providing for the maximum amount of interest, and declaring an emergency."

The bill was read second time.

On motion of Mr. Westbrook, the bill was laid on the table subject to call.

HOUSE BILL NO. 109 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

H. B. No. 109, A bill to be entitled "An Act to create the Roscoe Independent School District in Nolan county, Texas, including the present Roscoe Independent School District; providing a board of trustees therefor; vesting said independent school district and board of trustees with all the rights,

powers, privileges and duties conferred upon independent school districts incorporated under the general laws of Texas for school purposes only; providing that the board of trustees of the existing school district shall continue to act as such until their successors are elected in accordance with the provisions of this act, and the general laws of Texas; repealing an act known as Senate bill No. 84, passed by the Thirty-eighth Legislature at its Second Called Session, creating said district, and declaring an emergency."

The bill was read third time.

On motion of Mr. Chitwood, the bill was laid on the table subject to call.

HOUSE BILL NO. 116 ON SECOND READING.

On motion of Mr. Beasley, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 116, A bill to be entitled "An Act to repeal Section 1, Chapter 39, Acts of the First Called Session, Thirty-fifth Legislature, same being an act to vest title to the property near the intersection of Nineteenth Street and East Avenue in the city of Austin, Travis county, Texas, belonging to the Blind Asylum, in the University of Texas, and to direct conveyance thereof to the State University; providing that title to said property shall vest in the State of Texas; providing further, for an appropriation to repair said property, including buildings, machinery and equipment, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

HOUSE BILL NO. 116 ON THIRD READING.

Mr. Beasley moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 116 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker.	Baker of Milam.
Abney.	Baker of Orange.
Amsler.	Baldwin.
Arnold.	Barker.
Avis.	Barrett.

Beasley.	McDaniel.
Bell.	McFarlane.
Bird.	McNatt.
Bonham.	Martin.
Bryant.	Maxwell.
Cable.	Melson.
Carpenter	Merritt.
of Matagorda.	Miller.
Carson.	Montgomery.
Carter of Hays.	Morgan
Chitwood.	of Robertson.
Covey.	Pate.
Cowen.	Patman.
Davis.	Perdue.
DeBerry.	Pinkston.
Dodd.	Pool.
Driggers.	Pope.
Duffey.	Potter.
Dunlap.	Price.
Dunn.	Purl.
Durham.	Quaid.
Edwards.	Quinn.
Faubion.	Robinson.
Finlay.	Satterwhite.
Frnka.	Shearer.
Gipson.	Shires.
Green.	Simpson.
Greer.	Smith.
Hardin of Erath.	Stell.
Hardin	Stevens.
of Kaufman.	Stewart
Harris.	of Edwards.
Henderson	Stewart
of Marion.	of Galveston.
Henderson	Stewart of Jasper.
of McLennan.	Stewart of Reeves.
Hendricks.	Stiernberg.
Howeth.	Storey.
Irwin.	Stroder.
Jacks.	Sweet.
Jennings.	Teer.
Kemble.	Thompson.
Lackey.	Thrasher.
Laird.	Turner.
Lamb.	Vaughan.
Lane.	Wallace.
LeMaster.	Wells.
LeSturgeon.	Westbrook.
Loftin.	Wilmans.
McBride.	Young.

Absent.

Blount.	Fields.
Bobbitt.	Fugler.
Burmeister.	Houston.
Carpenter	Hughes.
of Dallas.	Hull.
Carter of Coke.	Johnson.
Coffee.	Jones.
Collins.	Lewis.
Crawford.	McKean.
Culp.	Mathes.
Davenport.	Moore.
Dielmann.	Morgan
Dinkle.	of Liberty.
Downs.	Patterson.

Rice.	Sanford.
Rogers.	Sparkman.
Rowland.	Strickland.
Russell	Williamson.
of Callahan.	Winfree.
Russell of Trinity.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Sackett.
Looney.	Wessels.
Lusk.	Wilson.
McDonald.	

The Speaker then laid House bill No. 116 before the House, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—101.

Mr. Speaker.	Henderson
Abney.	of Marion.
Amsler.	Henderson
Arnold.	of McLennan.
Avis.	Hendricks.
Baker of Milam.	Howeth.
Baker of Orange.	Irwin.
Baldwin.	Jacks.
Barker.	Jennings.
Beasley.	Lackey.
Bell.	Laird.
Bird.	Lamb.
Blount.	Lane.
Bonham.	LeMaster.
Bryant.	Loftin.
Burmeister.	McBride.
Cable.	McDaniel.
Carpenter	McFarlane.
of Matagorda.	Martin.
Carson.	Maxwell.
Carter of Hays.	Merritt.
Chitwood.	Miller.
Coffee.	Montgomery.
Collins.	Morgan
Cowen.	of Liberty.
Culp.	Morgan
Davenport.	of Robertson.
Davis.	Pate.
DeBerry.	Patman.
Dodd.	Perdue.
Driggers.	Pinkston.
Duffey.	Pool.
Dunn.	Price.
Durham.	Purl.
Edwards.	Quaid.
Faubion.	Quinn.
Fields.	Robinson.
Finlay.	Satterwhite.
Frnka.	Shearer.
Green.	Shires.
Greer.	Simpson.
Hardin of Erath.	Sparkman.
Hardin	Stell.
of Kaufman.	Stevens.
Harris.	

Stewart	Teer.
of Edwards.	Thompson.
Stewart	Thrasher.
of Galveston.	Turner.
Stewart of Jasper.	Vaughan.
Stewart of Reeves.	Wallace.
Stiernberg.	Wells.
Storey.	Westbrook.
Stroder.	Wilmans.
Sweet.	Young.

Absent.

Barrett.	Lewis.
Bobbitt.	McKean.
Carpenter	McNatt.
of Dallas.	Mathes.
Carter of Coke.	Melson.
Covey.	Moore.
Crawford.	Patterson.
Dielmann.	Pope.
Dinkle.	Potter.
Downs.	Rice.
Dunlap.	Rogers.
Fugler.	Rowland.
Gipson.	Russell
Houston.	of Callahan.
Hughes.	Russell of Trinity.
Hull.	Sanford.
Johnson.	Smith.
Jones.	Strickland.
Kemble.	Williamson.
LeStourgeon.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Sackett.
Looney.	Wessels.
Lusk.	Wilson.
McDonald.	

HOUSE BILL NO. 88 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 88, A bill to be entitled "An Act providing for the levying and collection of income taxes upon individuals, firms, corporations, joint stock companies and associations residing or doing business within the State of Texas, and upon non-residents having income from property located in or business transacted within the State of Texas; fixing the rate of tax to be levied and collected from such income; providing for exemptions of amounts, or parts of income, such exemptions to be excepted from said tax; providing the manner of making tax reports to the Comptroller of Texas and returns by individuals, companies and associations; providing penalties for failure to make returns and for the failure to pay said

income tax; providing that persons, firms, corporations, companies or associations subject to the provisions of this act, having paid any State ad valorem taxes accruing during any current year for which income taxes are assessed may receive credit upon their income tax assessed during said year for the amount of such ad valorem taxes paid, providing for the disposition of the revenue arising under the provisions of this act; designating what shall constitute income, under the provisions of this act, and allowing certain reductions from gross income for the purpose of calculating net income; providing for the appointment of supervisors and assistants required for the proper administration of the provisions hereof; making an appropriation for the purpose of carrying into effect the provisions of this act, and declaring an emergency."

The bill was read second time.

On motion of Mr. Price, the bill was laid on the table subject to call.

HOUSE BILL NO. 92 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 92, A bill to be entitled "An Act requiring county tax assessors to search all records in their respective counties and compile therefrom a list of all promissory notes, stocks, bonds, etc., and all other written evidences of indebtedness shown by such records to exist, which said list shall show the names of persons liable on such notes, stocks, bonds, etc., and the names of the respective owners thereof; providing that said list shall constitute a portion of the tax rolls of the county, and requiring that all such notes, stocks, bonds, etc., shall be rendered for taxation by the respective owners thereof upon a sworn valuation, or rendered by the tax assessor at face value; making it the further duty of each tax assessor of the State to notify other tax assessors of the State of persons residing in their respective counties who own notes, stocks, bonds, etc., secured by real estate, in his own county; making failure to comply with the provisions of this act a misdemeanor, providing punishment for the conviction thereof, and making it the duty of the county clerks of the counties of the State to assist

the tax assessors in compiling said list of notes, etc., by preparing a similar list from instruments recorded by them at the time of recordation, and placing the same in the hands of the tax assessor, and declaring an emergency."

The bill was read second time.

On motion of Mr. Pool, the bill was laid on the table subject to call.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Baker of Milam, by unanimous consent, Senate bill No. 29 was ordered not printed.

On motion of Mr. Quaid, Senate bill No. 22 was ordered not printed.

HOUSE BILL NO. 71 ON ENGROSSMENT.

On motion of Mr. Jacks, the regular order of business was suspended to take up, on its passage to engrossment,

H. B. No. 71, A bill to be entitled "An Act providing for the rendition for taxation and assessment thereof of all merchandise and stocks sold by mercantile establishments in the State of Texas, and providing for efficient method for the assessment thereof, and declaring an emergency."

The Speaker laid the bill before the House, it having heretofore been read second time and laid on the table subject to call.

Mr. Pate raised a point of order on consideration of the bill on the ground that it does not come within the Governor's call.

The Speaker overruled the point of order.

Mr. Lackey offered the following (committee) amendments to the bill:

(1)

Amend House bill No. 71, page 1, Section 3, line 3, by inserting after the word "corporation" the following: "who have space leased in which merchandise or any character of business is or was operated on January 1st."

(2)

Amend House bill No. 71 by amending the caption, line 3, by inserting after the word "establishments" the following: "or department store leasing space and for mercantile or other business, and providing for reports by lessor."

The amendments were severally adopted.

House bill No. 71 was then passed to engrossment.

HOUSE BILL NO. 71 ON THIRD READING.

Mr. Jacks moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 71 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—97.

Mr. Speaker.	Lamb.
Abney.	Lane.
Amsler.	LeMaster.
Arnold.	LeStourgeon.
Avis.	Lewis.
Baker of Milam.	McBride.
Baker of Orange.	McDaniel.
Barker.	McNatt.
Barrett.	Martin.
Beasley.	Maxwell.
Bell.	Merritt.
Bird.	Montgomery.
Blount.	Morgan
Bonham.	of Liberty.
Burmeister.	Morgan
Cable.	of Robertson.
Carpenter	Patman.
of Matagorda.	Perdue.
Carson.	Pinkston.
Carter of Hays.	Pool.
Coffee.	Pope.
Covey.	Potter.
Cowen.	Price.
Culp.	Purl.
Davenport.	Quaid.
Davis.	Quinn.
DeBerry.	Rice.
Dinkle.	Robinson.
Dodd.	Russell
Downs.	of Callahan.
Driggers.	Satterwhite.
Duffey.	Shearer.
Dunlap.	Simpson.
Dunn.	Smith.
Durham.	Stell.
Faubion.	Stewart
Fields.	of Edwards.
Frnka.	Stewart
Green.	of Galveston.
Greer.	Stewart of Jasper.
Hardin of Erath.	Stiernberg.
Henderson	Storey.
of McLennan.	Sweet.
Hendricks.	Teer.
Howeth.	Thompson.
Irwin.	Thrasher.
Jacks.	Vaughan.
Jennings.	Wallace.
Johnson.	Wells.
Kemble.	Westbrook.
Lackey.	Williamson.
Laird.	Young.

Nays—5.

Finlay.	Pate.
Hardin	Stewart of Reeves.
of Kaufman.	Wilmons.

Absent.

Baldwin.	Jones.
Bobbitt.	Loftin.
Bryant.	McFarlane.
Carpenter	McKean.
of Dallas.	Mathes.
Carter of Coke.	Melson.
Chitwood.	Miller.
Collins.	Moore.
Crawford.	Patterson.
Dielmann.	Rowland.
Edwards.	Russell of Trinity.
Fugler.	Sanford.
Gipson.	Shires.
Harris.	Sparkman.
Henderson	Stevens.
of Marion.	Strickland.
Houston.	Stroder.
Hughes.	Turner.
Hull.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

The Speaker then laid House bill No. 71 before the House, on its third reading and final passage.

The bill was read third time and was passed.

Mr. Jacks moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 11, A bill to be entitled "An Act to amend subdivision 5 of Article 7618 of the Revised Civil Statutes of 1911, as amended by Chapter 124, page 190, General Laws, Regular Session, Thirty-fourth Legislature, approved March 22, 1915, pertaining to the collection of delinquent and insolvent taxes and making reports of same by county tax collectors."

H. B. No. 12, A bill to be entitled

"An Act to amend Article 7629 of the Revised Civil Statutes of 1911, pertaining to credits allowed tax collectors for unpaid taxes reported or returned by them as delinquent or insolvent."

Respectfully,
RICHARD BLALOCK,
Assistant Secretary of the Senate.

HOUSE BILL NO. 72 ON ENGROSSMENT.

On motion of Mr. Jacks, by unanimous consent, the regular order of business was suspended to take up, on its passage to engrossment,

H. B. No. 72, A bill to be entitled "An Act providing for the assessment of property stored in warehouses and requiring that every warehouseman in the State of Texas who holds property belonging to any person, co-partnership, association or corporation shall furnish to the tax assessor of the county in which such property is held a list of such property and the name and address of the owner thereof, and declaring an emergency."

The Speaker laid the bill before the House, it having heretofore been read second time and laid on the table subject to call.

Mr. Westbrook offered the following amendment to the bill:

Amend House bill No. 72 by adding at the end of Section 1: "The term, place of storage, herein used shall also mean and include all cold storage and refrigeration plants wherein goods of any nature are stored."

The amendment was adopted.

Mr. Jacks offered the following amendment to the bill:

Amend caption to House bill No. 72 by adding the following language after the word "warehouses" in line 2: "or places of storage, defining places of storage."

The amendment was adopted.

House bill No. 72 was then passed to engrossment.

HOUSE BILL NO. 72 ON THIRD READING.

Mr. Jacks moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 72 be placed on its third reading and final passage.

The motion prevailed by the following vote:

25-3c

Yeas—100.

Abney.	Lane.
Amsler.	LeMaster.
Arnold.	LeSturgeon.
Avis.	Loftin.
Baker of Milam.	McBride.
Baker of Orange.	McDaniel.
Baldwin.	McFarlane.
Barker.	McNatt.
Barrett.	Martin.
Beasley.	Maxwell.
Bird.	Merritt.
Blount.	Miller.
Bryant.	Montgomery.
Burmeister.	Moore.
Cable.	Morgan
Carpenter	of Liberty.
of Matagorda.	Morgan
Carson.	of Robertson.
Carter of Hays.	Pate.
Coffee.	Patman.
Covey.	Perdue.
Culp.	Pinkston.
Davis.	Pope.
DeBerry.	Potter.
Dinkle.	Price.
Dodd.	Purl.
Downs.	Quaid.
Driggers.	Quinn.
Duffey.	Rice.
Dunlap.	Robinson.
Dunn.	Russell
Durham.	of Callahan.
Edwards.	Satterwhite.
Faubion.	Shearer.
Fields.	Simpson.
Finlay.	Smith.
Frnka.	Sparkman.
Fugler.	Stell.
Gipson.	Stevens.
Green.	Stewart
Greer.	of Edwards.
Hardin of Erath.	Stewart
Henderson	of Galveston.
of Marion.	Stewart of Jasper.
Henderson	Stiernberg.
of McLennan.	Storey.
Hendricks.	Teer.
Howeth.	Thrasher.
Irwin.	Vaughan.
Jacks.	Wallace.
Jennings.	Wells.
Kemble.	Westbrook.
Lackey.	Wilmans.
Lamb.	Young.

Nays—4.

Chitwood.	Stewart of Reeves.
Hardin	Thompson.
of Kaufman.	

Present—Not Voting.

Mr. Speaker.	Williamson.
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Absent.

Bell.	Bobbitt.
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Bonham.	Lewis.
Carpenter	McKean.
of Dallas.	Mathes.
Carter of Coke.	Melson.
Collins.	Patterson.
Cowen.	Pool.
Crawford.	Rowland.
Davenport.	Russell of Trinity.
Dielmann.	Sanford.
Harris.	Shires.
Houston.	Strickland.
Hughes.	Stroder.
Hull.	Sweet.
Johnson.	Turner.
Jones.	Winfree.
Laird.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

The Speaker then laid House bill No. 72 before the House, on its third reading and final passage.

The bill was read third time and was passed.

Mr. Jacks moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

BILLS SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled bills:

S. B. No. 23, "An Act to amend Sections 1 and 3, Chapter 2, Special Laws of Texas, Thirty-seventh Legislature, First Called Session, an act creating the McCaulley County Line Independent School District in Fisher and Jones counties, and declaring an emergency."

S. B. No. 25, "An Act creating the West Columbia Independent School District in Brazoria county, Texas; defining its boundaries, including the present Common School District No. 16 in Brazoria county, Texas, etc., and declaring an emergency."

S. B. No. 24, "An Act to create the Sylvester Independent School District in Fisher county, Texas, including the present Sylvester Independent District of said county; providing a board of trustees therefor, vesting said independent school district and board of trustees with all the rights, powers, privi-

leges and duties conferred upon independent school districts incorporated under the general laws of Texas; providing that the board of trustees of the present Sylvester Independent District shall continue to act as such until their successors are elected in accordance with the general laws of Texas; providing for the assumption of any outstanding bonded indebtedness created by the present Sylvester Independent District, and declaring an emergency."

H. B. No. 67, "An Act levying and providing for the payment of a State occupation tax on those who, in this State, refine, compound, manufacture, blend or prepare gasoline or gasoline substitutes from petroleum or natural gas and sell same in intrastate commerce in this State and levying a State occupation tax on those who make the first sale in intrastate commerce in this State of gasoline or gasoline substitute, brought into the State from outside the State which has been refined, compounded, manufactured, blended or prepared from petroleum or natural gas; requiring reports to be made, and records to be kept, and permitting inspection thereof by proper public officials, and prescribing penalties for failure to comply with the act in order to facilitate collection of such occupation taxes; providing for the interest on delinquent taxes and penalties; making disposition of the taxes after collected; providing for suits for taxes, penalties and interest and compensation of officers bringing same; defining gasoline; declaring the legislative intent as to parts of the act being held invalid; repealing the present gasoline occupation tax law; defining 'person' as used in the act, and declaring an emergency."

HOUSE BILL NO. 39 ON ENGROSSMENT.

On motion of Mr. McFarlane, the regular order of business was suspended to take up, on its passage to engrossment.

H. B. No. 39, A bill to be entitled "An Act to require the teaching of the Constitution of the United States and of this State, including the study of and devotion to American institutions and ideals in all the public schools and colleges."

The Speaker laid the bill before the House, it having heretofore been read second time.

Mr. McFarlane offered the following amendment to the bill:

Amend House bill No. 39 by striking out all after the enacting clause and insert in lieu thereof the following:

Section 1. That Chapter 112, Acts of the Regular Session of the Thirty-fifth Legislature, be amended so as to hereafter read as follows:

Section 1a. That on and after the first day of September, 1923, the subject of civil government and history of Texas shall be taught in all public schools of this State; provided that in teaching the subject of civil government and the teaching of the Constitution of the United States and the Constitution of the State of Texas shall be included.

Sec. 2. The courses of study in each of the subjects mentioned in Section 1 hereof shall be not less than two hours in any one week and as much more time as the State Superintendent of Public Instruction in his discretion thinks is necessary. The State Superintendent of Public Instruction shall, within ten days after this act goes into effect, notify the different county and city school superintendents as to how each of said courses shall be divided.

Sec. 3. That wilful neglect or failure on the part of any public school superintendent, principal or teacher to observe and carry out the requirements of this act shall be sufficient cause for the dismissal or removal of such party from his or her position.

Sec. 4. The fact that the courses of study now taught in the public schools of this State do not now require the teaching of the State and Federal Constitutions, and the crowded condition of the calendar, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect from and after its passage, and it is so enacted.

Mr. Harris offered the following amendment to the amendment:

Amend amendment to House bill No. 39 by inserting in Section 1a the following after the word "included": "with special reference to the Bill of Rights and emphasis upon the right of a person accused of crime to be faced by his accusers and tried in open court before a jury of his peers; and also further emphasis upon the right of religious freedom."

Mr. Blount moved the previous ques-

tion on the pending amendments and the bill, and the main question was ordered.

Question first recurring on the amendment to the amendment, yeas and nays were demanded.

The amendment to the amendment was lost by the following vote:

Yeas—27.

Barker.	Martin.
Bryant.	Maxwell.
Cable.	Patman.
Chitwood.	Perdue.
Davenport.	Price.
Davis.	Russell
DeBerry.	of Callahan.
Frnka.	Simpson.
Fugler.	Stewart
Hardin	of Edwards.
of Kaufman.	Stewart of Reeves.
Harris.	Stiernberg.
Hendricks.	Storey.
Loftin.	Vaughan.
McDaniel.	Wallace.

Nays—81.

Abney.	Jacks.
Amsler.	Jennings.
Arnold.	Johnson.
Avis.	Kemble.
Baker of Milam.	Lackey.
Baker of Orange.	Laird.
Baldwin.	Lamb.
Barrett.	Lane.
Beasley.	LeMaster.
Bell.	Lewis.
Bird.	McFarlane.
Blount.	McNatt.
Bonham.	Melson.
Burmeister.	Merritt.
Carpenter	Miller.
of Matagorda.	Montgomery.
Carson.	Moore.
Carter of Hays.	Morgan
Coffee.	of Liberty.
Collins.	Morgan
Covey.	of Robertson.
Cowen.	Pate.
Culp.	Pinkston.
Dinkle.	Potter.
Dodd.	Purl.
Downs.	Quaid.
Driggers.	Quinn.
Duffey.	Rice.
Dunlap.	Robinson.
Dunn.	Satterwhite.
Durham.	Shearer.
Faubion.	Shires.
Fields.	Smith.
Gipson.	Sparkman.
Greer.	Stell.
Hardin of Erath.	Stevens.
Henderson	Stewart of Jasper.
of McLennan.	Stroder.
Howeth.	Sweet.
Irwin.	Teer.

Thompson.	Wells.
Thrasher.	Westbrook.
Turner.	Young.

Present—Not Voting.

Finlay.

Absent.

Bobbitt.	McBride.
Carpenter	McKean.
of Dallas.	Mathes.
Carter of Coke.	Patterson.
Crawford.	Pool.
Dielmann.	Pope.
Edwards.	Rowland.
Green.	Russell of Trinity.
Henderson	Sanford.
of Marion.	Stewart
Houston.	of Galveston.
Hughes.	Strickland.
Hull.	Williamson.
Jones.	Wilmans.
LeStourgeon.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

Question then recurring on the amendment by Mr. McFarlane, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—30.

Beasley.	McFarlane.
Bryant.	Maxwell.
Cable.	Merritt.
Carson.	Morgan
Chitwood.	of Liberty.
Davenport.	Morgan
Davis.	of Robertson.
Frnka.	Patman.
Green.	Simpson.
Greer.	Stewart of Reeves.
Hardin	Stiernberg.
of Kaufman.	Storey.
Harris.	Stroder.
Johnson.	Thrasher.
LeStourgeon.	Wallace.
Loftin.	Westbrook.
McDaniel.	

Nays—75.

Abney.	Burmeister.
Arnold.	Carpenter
Avis.	of Matagorda.
Baker of Milam.	Carter of Hays.
Baker of Orange.	Coffee.
Baldwin.	Collins.
Barrett.	Covey.
Bell.	Cowen.
Bird.	Culp.
Blount.	DeBerry.
Bonham.	Dinkle.

Dodd.	Miller.
Downs.	Montgomery.
Driggers.	Moore.
Duffey.	Perdue.
Dunlap.	Pinkston.
Dunn.	Pope.
Durham.	Potter.
Faubion.	Purl.
Fields.	Quaid.
Finlay.	Quinn.
Fugler.	Rice.
Gipson.	Robinson.
Hardin of Erath.	Satterwhite.
Henderson	Shearer.
of McLennan.	Shires.
Hendricks.	Smith.
Howeth.	Sparkman.
Irwin.	Stell.
Jacks.	Stevens.
Kemble.	Stewart
Lackey.	of Edwards.
Laird.	Stewart of Jasper.
Lamb.	Sweet.
Lane.	Teer.
LeMaster.	Thompson.
Lewis.	Turner.
McBride.	Vaughan.
McNatt.	Wells.
Martin.	Young.

Present—Not Voting.

Russell of Callahan.

Absent.

Amsler.	McKean.
Barker.	Mathes.
Bobbitt.	Melson.
Carpenter	Pate.
of Dallas.	Patterson.
Carter of Coke.	Pool.
Crawford.	Price.
Dielmann.	Rowland.
Edwards.	Russell of Trinity.
Henderson	Sanford.
of Marion.	Stewart
Houston.	of Galveston.
Hughes.	Strickland.
Hull.	Williamson.
Jennings.	Wilmans.
Jones.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

Question then recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 39 was then passed to engrossment by the following vote:

Yeas—103.

Amsler.	Arnold.
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Avis.	Lamb.
Baker of Milam.	Lane.
Baker of Orange.	LeMaster.
Baldwin.	LeStourgeon.
Barrett.	Lewis.
Beasley.	McBride.
Bell.	McDaniel.
Bird.	McFarlane.
Blount.	McNatt.
Bonham.	Martin.
Bryant.	Merritt.
Burmeister.	Miller.
Cable.	Montgomery.
Carpenter	Moore.
of Matagorda.	Morgan
Carson.	of Liberty.
Carter of Hays.	Morgan
Chitwood.	of Robertson.
Coffee.	Pate.
Collins.	Patman.
Covey.	Perdue.
Cowen.	Pinkston.
Culp.	Pool.
Davenport.	Pope.
DeBerry.	Potter.
Dinkle.	Price.
Dodd.	Purl.
Downs.	Quaid.
Driggers.	Quinn.
Duffey.	Rice.
Dunlap.	Robinson.
Dunn.	Russell
Durham.	of Callahan.
Faubion.	Satterwhite.
Fields.	Shearer.
Finlay.	Shires.
Frnka.	Simpson.
Fugler.	Smith.
Gipson.	Sparkman.
Green.	Stevens.
Greer.	Stewart of Jasper.
Hardin of Erath.	Stewart of Reeves.
Hardin	Stiernberg.
of Kaufman.	Storey.
Harris.	Stroder.
Henderson	Sweet.
of McLennan.	Teer.
Hendricks.	Thrasher.
Howeth.	Turner.
Irwin.	Vaughan.
Jacks.	Wallace.
Johnson.	Wells.
Kemble.	Westbrook.
Lackey.	Young.
Laird.	

Nays—7.

Abney.	Stell.
Davis.	Stewart
Loftin.	of Edwards.
Maxwell.	Thompson.

Absent.

Barker.	Carter of Coke.
Bobbitt.	Crawford.
Carpenter	Dielmann.
of Dallas.	Edwards.

Henderson	Patterson.
of Marion.	Rowland.
Houston.	Russell of Trinity.
Hughes.	Sanford.
Hull.	Stewart
Jennings.	of Galveston.
Jones.	Strickland.
McKean.	Williamson.
Mathes.	Wilmans.
Melson.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

HOUSE BILL NO. 39 ON THIRD READING.

Mr. Purl moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 39 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—98.

Mr. Speaker.	Gipson.
Abney.	Green.
Amsler.	Greer.
Arnold.	Hardin of Erath.
Avis.	Henderson
Baker of Milam.	of Marion.
Baker of Orange.	Henderson
Baldwin.	of McLennan.
Barrett.	Hendricks.
Beasley.	Howeth.
Bell.	Irwin.
Bird.	Jacks.
Blount.	Jennings.
Bonham.	Johnson.
Bryant.	Kemble.
Burmeister.	Lackey.
Cable.	Laird.
Carpenter	Lamb.
of Matagorda.	Lane.
Carson.	LeMaster.
Carter of Hays.	LeStourgeon.
Chitwood.	McBride.
Coffee.	McDaniel.
Collins.	McFarlane.
Covey.	McNatt.
Culp.	Martin.
Davenport.	Maxwell.
DeBerry.	Melson.
Dinkle.	Merritt.
Dodd.	Miller.
Downs.	Montgomery.
Driggers.	Moore.
Duffey.	Morgan
Dunlap.	of Liberty.
Dunn.	Morgan
Frnka.	of Robertson.
Fugler.	Pate.

Patman.	Shires.
Perdue.	Simpson.
Pinkston.	Smith.
Pool.	Stewart of Jasper.
Pope.	Stewart of Reeves.
Potter.	Storey.
Purl.	Stroder.
Quaid.	Teer.
Quinn.	Thrasher.
Rice.	Turner.
Robinson.	Vaughan.
Russell	Wallace.
of Callahan.	Wells.
Satterwhite.	Westbrook.
Shearer.	Young.

Nays—4.

Davis.	Stewart
Loftin.	of Edwards.
	Thompson.

Present—Not Voting.

Finlay.	Stiernberg.
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Absent.

Barker.	Lewis.
Bobbitt.	McKean.
Carpenter	Mathes.
of Dallas.	Patterson.
Carter of Coke.	Price.
Cowen.	Rowland.
Crawford.	Russell of Trinity.
Dielmann.	Sanford.
Durham.	Sparkman.
Edwards.	Stell.
Faubion.	Stevens.
Fields.	Stewart
Hardin	of Galveston.
of Kaufman.	Strickland.
Harris.	Sweet.
Houston.	Williamson.
Hughes.	Wilmons.
Hull.	Winfree.
Jones.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

The Speaker then laid House bill No. 39 before the House on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Pope (by unanimous consent):

H. B. No. 123, A bill to be entitled

"An Act to amend Article 1121, Chapter 11, Title 25, Revised Civil Statutes of the State of Texas, 1911, relating to private corporations, by adding thereto a section providing for the formation of private corporations for the purpose of engaging in radio telegraphy and telephony, and wireless telegraphy and telephony, with authority to own, lease, construct, maintain and operate all the necessary plants, equipment and facilities thereto pertaining, and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Satterwhite (by unanimous consent):

H. B. No. 124, A bill to be entitled "An Act placing a closed season of five years on antelope, mountain sheep, wild pheasant, wild woodcock, wild wood-duck and wild prairie chicken; and providing open season for killing prairie chickens in certain counties; providing for the violaton of same; repealing all laws in conflict herewith, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Edwards (by unanimous consent):

H. B. No. 125, A bill to be entitled "An Act creating the Pilot Point Independent School District in Denton county, Texas; defining its boundaries; providing for a board of trustees; providing that said district shall have all the rights, powers, privileges and duties of towns and villages incorporated under the general laws of this State for free school purposes only; providing for the assumption of the payment of bonds heretofore issued by the city of Pilot Point incorporated for free school purposes only; expressly validating a bond election and the bonds issued by virtue of such election held on the 22nd day of May, 1923, and declaring an emergency."

Referred to Committee on School Districts.

RECESS.

On motion of Mr. Quaid, the House, at 12 o'clock m., took recess to 2:30 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2:30 o'clock p. m. and was called to order by the Speaker.

BILL ORDERED NOT PRINTED.

On motion of Mr. Pope, House bill No. 123 was ordered not printed.

HOUSE BILL NO. 90 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 90, A bill to be entitled "An Act levying an occupation tax on any person, firm, partnership, association, corporation or other concern, or those operating under a 'trust' agreement engaged in this State in conducting or operating any room, place, hall, platform or pavilion for dancing where the persons dancing or any part thereof are charged for the privilege of dancing; enacting the necessary provisions for the enforcement of the act; amending Chapter 2, Title 126, Revised Civil Statutes, by adding Article 7369b, and declaring an emergency."

The bill was read second time.

Mr. Purl offered the following amendment to the bill:

Amend House bill No. 90 by striking out the words "gross receipts" wherever they appear and substitute the words "net receipts."

Mr. Stewart of Edwards moved to table the amendment.

Mr. Burmeister moved a call of the House for the purpose of maintaining a quorum until 5 o'clock p. m. today.

The motion prevailed.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. McFarlane, the Sergeant-at-Arms was instructed to bring in all absentees within the city.

The roll was called and a quorum was announced present.

Question recurring on the motion to table the amendment, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—54.

Avis.	Carpenter
Baldwin.	of Matagorda.
Beasley.	Carter of Hays.
Bell.	Coffee.
Bird.	Davis.
Bryant.	Dinkle.

Dodd.	Perdue.
Downs.	Pinkston.
Driggers.	Quinn.
Duffey.	Rice.
Dunlap.	Robinson.
Durham.	Sanford.
Faubion.	Satterwhite.
Fields.	Shearer.
Finlay.	Sparkman.
Greer.	Stell.
Hardin	Stewart
of Kaufman.	of Edwards.
Howeth.	Stewart of Jasper.
Irwin.	Stewart of Reeves.
Laird.	Stiernberg.
Lane.	Storey.
LeMaster.	Stroder.
McBride.	Teer.
McNatt.	Thompson.
Mathes.	Thrasher.
Maxwell.	Wallace.
Merritt.	Westbrook.
Morgan	Wilmans.
of Liberty.	

Nays—51.

Abney.	McDaniel.
Amsler.	McFarlane.
Arnold.	McKean.
Baker of Milam.	Martin.
Barrett.	Melson.
Blount.	Miller.
Bonham.	Montgomery.
Burmeister.	Moore.
Cable.	Morgan
Carson.	of Robertson.
Chitwood.	Pate.
Collins.	Pool.
Covey.	Pope.
Cowen.	Potter.
Culp.	Purl.
Davenport.	Quaid.
DeBerry.	Russell
Dunn.	of Callahan.
Frnka.	Shires.
Green.	Simpson.
Harris.	Smith.
Jennings.	Stevens.
Johnson.	Stewart
Lackey.	of Galveston.
Lamb.	Turner.
LeSturgeon.	Williamson.
Lewis.	Young.

Absent.

Baker of Orange.	Henderson
Barker.	of Marion.
Bobbitt.	Henderson
Carpenter	of McLennan.
of Dallas.	Hendricks.
Carter of Coke.	Houston.
Crawford.	Hughes.
Dielmann.	Hull.
Edwards.	Jacks.
Fugler.	Jones.
Gipson.	Kemble.
Hardin of Erath.	Loftin.

Patman.	Strickland.
Patterson.	Sweet.
Price.	Vaughan.
Rowland.	Wells.
Russell of Trinity.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

Mr. Cowen offered the following amendment to the bill:

Amend House bill No. 90, between lines 26 and 27, page 2, by inserting the following after the word "article": "Provided, that the terms of this bill shall apply only to dance halls where marathon dancing is carried on."

Mr. McFarlane offered the following amendment to the bill:

Amend House bill No. 90 by striking out the enacting clause.

Mr. Davenport moved the previous question on the pending amendments and the bill, and the main question was ordered.

Question first recurring on the amendment by Mr. McFarlane, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—56.

Abney.	Johnson.
Amsler.	Lackey.
Arnold.	LeMaster.
Avis.	LeSturgeon.
Barrett.	Lewis.
Bell.	McDaniel.
Blount.	McFarlane.
Carson.	McKean.
Chitwood.	Martin.
Covey.	Maxwell.
Cowen.	Merritt.
Culp.	Miller.
Davenport.	Morgan
Downs.	of Robertson.
Edwards.	Pinkston.
Fields.	Pool.
Frnka.	Pope.
Fugler.	Potter.
Gipson.	Price.
Green.	Purl.
Hardin	Quaid.
of Kaufman.	Quinn.
Harris.	Russell
Henderson	of Callahan.
of Marion.	Sanford.
Henderson	Satterwhite.
of McLennan.	Shires.
Jacks.	Simpson.
Jennings.	Stevens.

Sweet.	Turner.
Thompson.	Young.

Nays—57.

Baker of Milam.	McBride.
Baker of Orange.	McNatt.
Baldwin.	Mathes.
Barker.	Melson.
Beasley.	Moore.
Bird.	Morgan
Bonham.	of Liberty.
Bryant.	Pate.
Burmeister.	Perdue.
Cable.	Rice.
Carpenter	Robinson.
of Matagorda.	Shearer.
Carter of Hays.	Sparkman.
Coffee.	Stell.
Davis.	Stewart
DeBerry.	of Edwards.
Dinkle.	Stewart
Dodd.	of Galveston.
Driggers.	Stewart of Jasper.
Duffey.	Stewart of Reeves.
Dunn.	Stiernberg.
Durham.	Storey.
Faubion.	Stroder.
Finlay.	Teer.
Greer.	Thrasher.
Hendricks.	Wallace.
Howeth.	Wells.
Laird.	Westbrook.
Lamb.	Williamson.
Lane.	Wilmans.
Loftin.	

Present—Not Voting.

Patman.

Absent.

Bobbitt.	Irwin.
Carpenter	Jones.
of Dallas.	Kemble.
Carter of Coke.	Montgomery.
Collins.	Patterson.
Crawford.	Rowland.
Dielmann.	Russell of Trinity.
Dunlap.	Smith.
Hardin of Erath.	Strickland.
Houston.	Vaughan.
Hughes.	Winfree.
Hull.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

Question then recurring on the amendment by Mr. Cowen, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—49.

Abney.	Amsler.
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Arnold.	Lewis.
Beasley.	McDaniel.
Bell.	McFarlane.
Blount.	McKean.
Cable.	Martin.
Carson.	Merritt.
Chitwood.	Miller.
Cowen.	Montgomery.
Culp.	Morgan
Dayenport.	of Robertson.
Dunlap.	Pate.
Frnka.	Patman.
Fugler.	Pinkston.
Gipson.	Pool.
Green.	Pope.
Henderson	Potter.
of Marion.	Purl.
Henderson	Quaid.
of McLennan.	Quinn.
Irwin.	Russell of Callahan.
Jacks.	Sanford.
Jennings.	Satterwhite.
Johnson.	Shires.
Lackey.	Turner.
LeStourgeon.	Williamson.

Nays—61.

Avis.	Lane.
Baker of Milam.	LeMaster.
Baker of Orange.	Loftin.
Baldwin.	McBride.
Barker.	Mathes.
Barrett.	Maxwell.
Bird.	Melson.
Bonham.	Moore.
Bryant.	Morgan
Burmeister.	of Liberty.
Carpenter	Perdue.
of Matagorda.	Rice.
Carter of Hays.	Robinson.
Coffee.	Simpson.
Davis.	Sparkman.
DeBerry.	Stell.
Dinkle.	Stewart
Dodd.	of Edwards.
Downs.	Stewart
Driggers.	of Galveston.
Duffey.	Stewart of Jasper.
Durham.	Stewart of Reeves.
Faubion.	Stiernberg.
Fields.	Storey.
Finlay.	Stroder.
Greer.	Sweet.
Hardin	Teer.
of Kaufman.	Thompson.
Harris.	Thrasher.
Hendricks.	Wallace.
Howeth.	Wells.
Laird.	Westbrook.
Lamb.	Wilmans.

Present—Not Voting.

Young.

Absent.

Bobbitt.	Carter of Coke.
Carpenter	Collins.
of Dallas.	Covey.

Crawford.	Patterson.
Dielmann.	Price.
Dunn.	Rowland.
Edwards.	Russell of Trinity.
Hardin of Erath.	Shearer.
Houston.	Smith.
Hughes.	Stevens.
Hull.	Strickland.
Jones.	Vaughan.
Kemble.	Winfree.
McNatt.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

House bill No. 90 then failed to pass to engrossment by the following vote:

Yeas—56.

Baker of Milam.	Loftin.
Baker of Orange.	McBride.
Baldwin.	Mathes.
Barker.	Maxwell.
Beasley.	Moore.
Bell.	Morgan
Bird.	of Liberty.
Bonham.	Pate.
Bryant.	Perdue.
Burmeister.	Rice.
Cable.	Robinson.
Carpenter	Shearer.
of Matagorda.	Sparkman.
Carter of Hays.	Stell.
Coffee.	Stewart
Covey.	of Edwards.
Davis.	Stewart
Dinkle.	of Galveston.
Dodd.	Stewart of Jasper.
Driggers.	Stewart of Reeves.
Duffey.	Stiernberg.
Dunlap.	Storey.
Durham.	Stroder.
Faubion.	Teer.
Finlay.	Thompson.
Greer.	Thrasher.
Howeth.	Wallace.
Laird.	Wells.
Lamb.	Westbrook.
Lane.	Wilmans.

Nays—60.

Abney.	Downs.
Amsler.	Dunn.
Arnold.	Fields.
Avis.	Frnka.
Barrett.	Fugler.
Blount.	Gipson.
Carson.	Green.
Chitwood.	Hardin of Erath.
Cowen.	Hardin
Culp.	of Kaufman.
Davenport.	Harris.
DeBerry.	

Henderson of Marion.	Morgan of Robertson.
Henderson of McLennan.	Patman.
Hendricks.	Pinkston.
Irwin.	Pool.
Jacks.	Pope.
Jennings.	Potter.
Johnson.	Price.
Lackey.	Purl.
LeMaster.	Quaid.
LeSturgeon.	Quinn.
Lewis.	Russell
McDaniel.	of Callahan.
McFarlane.	Sanford.
McKean.	Satterwhite.
McNatt.	Shires.
Martin.	Simpson.
Melson.	Stevens.
Merritt.	Sweet.
Miller.	Turner.
	Williamson.
	Young.

Absent.

Bobbitt.	Jones.
Carpenter	Kemble.
of Dallas.	Montgomery.
Carter of Coke.	Patterson.
Collins.	Rowland.
Crawford.	Russell of Trinity.
Dielmann.	Satterwhite.
Edwards.	Smith.
Houston.	Strickland.
Hughes.	Vaughan.
Hull.	Winfree.

Absent—Excused.

Atkinson.	McDonald.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
Merriman.	Wilson.

Mr. McFarlane moved to reconsider the vote by which the bill failed to pass to engrossment, and to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—61.

Abney.	DeBerry.
Amsler.	Edwards.
Arnold.	Fields.
Avis.	Frnka.
Baker of Milam.	Fugler.
Barker.	Green.
Barrett.	Hardin
Bell.	of Kaufman.
Blount.	Harris.
Carson.	Henderson
Chitwood.	of Marion.
Cowen.	Henderson
Davenport.	of McLennan.
Davis.	Hendricks.

Jacks.	Pool.
Jennings.	Pope.
Johnson.	Potter.
Lackey.	Quaid.
LeMaster.	Quinn.
LeSturgeon.	Russell
Lewis.	of Callahan.
McDaniel.	Sanford.
McFarlane.	Satterwhite.
McKean.	Shires.
Martin.	Simpson.
Merritt.	Sparkman.
Miller.	Stevens.
Montgomery.	Sweet.
Morgan	Thompson.
of Robertson.	Turner.
Pate.	Westbrook.
Patman.	Williamson.
Pinkston.	Young.

Nays—47.

Baker of Orange.	McBride.
Baldwin.	McNatt.
Beasley.	Mathes.
Bird.	Maxwell.
Bryant.	Moore.
Burmeister.	Morgan
Carpenter	of Liberty.
of Matagorda.	Perdue.
Carter of Hays.	Rice.
Coffee.	Robinson.
Covey.	Shearer.
Dinkle.	Stell.
Dodd.	Stewart
Downs.	of Edwards.
Driggers.	Stewart
Duffey.	of Galveston.
Durham.	Stewart of Jasper.
Faubion.	Stewart of Reeves.
Finlay.	Stiernberg.
Gipson.	Storey.
Greer.	Stroder.
Hardin of Erath.	Teer.
Howeth.	Thrasher.
Laird.	Wallace.
Lamb.	Wells.
Lane.	Wilmons.

Absent.

Bobbitt.	Irwin.
Bonham.	Jones.
Cable.	Kemble.
Carpenter	Loftin.
of Dallas.	Melson.
Carter of Coke.	Patterson.
Collins.	Price.
Crawford.	Purl.
Culp.	Rowland.
Dielmann.	Russell of Trinity.
Dunlap.	Smith.
Dunn.	Strickland.
Houston.	Vaughan.
Hughes.	Winfree.
Hull.	

Absent—Excused.

Atkinson.	Harrington.
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Looney.	Rogers.
Lusk.	Sackett.
McDonald.	Wessels.
Merriman.	Wilson.

**BILLS AND RESOLUTION SIGNED
BY THE SPEAKER.**

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills and resolution:

H. B. No. 12, "An Act to amend Article 7629 of the Revised Civil Statutes of 1911, pertaining to credits allowed tax collectors for unpaid taxes reported or returned by them as delinquent or insolvent."

H. B. No. 11, "An Act to amend subdivision 5 of Article 7618 of the Revised Civil Statutes of 1911, as amended by Chapter 124, page 190, General Laws, Regular Session, Thirty-fourth Legislature, approved March 22, 1915, pertaining to the collection of delinquent and insolvent taxes and making reports of same by county tax collectors."

S. B. No. 32, "An Act creating the Roscoe Independent School District."

H. C. R. No. 11, Authorizing the Comptroller to transfer certain unexpended appropriations.

S. B. No. 21, "An Act to amend subdivision 2 of Section 2 and Section 4 of House bill No. 183, passed at the Second Called Session of the Thirty-eighth Legislature, and being 'An Act to provide for the organization of corporations for the purpose of borrowing and loaning money to their members only and for the discount and rediscount of notes, or other evidences of indebtedness for their members and authorizing such corporations to become endorsers on notes or other evidences of indebtedness of their members; providing that such notes or other evidences of indebtedness are made for the purposes provided in the Federal "Agricultural Credits Act of 1923," and for the purpose of loaning money to their members stockholders, where the money is to be used for the production and marketing of staple agricultural productions, or for the raising, breeding, fattening or marketing of live stock and the purchase and payment for capital stock of such corporation; providing that no corporation shall be organized under the provisions of this act with a capital stock of less than \$10,000, all of which shall be fully paid in at the time of filing the articles of incorporation, and such capital stock shall be

invested in securities approved for investment by savings banks under the laws of Texas; and providing that such corporations shall by their by-laws provide for the automatic increase of their capital stock, and authority is given for such automatic increase; providing that such capital stock shall be increased at the rate of ten per centum of the amount of loans made by such corporations; and providing that such corporations shall not make loans in excess of ten times their unimpaired capital stock represented by that part of its capital automatically increased; and providing such corporations may by their articles of incorporation provide for preferred and common stock, and if provision be made for preferred stock the articles of incorporation shall provide for payment of dividends thereon, and for the retirement of both classes of stock; and providing that banking or other corporations, except savings banks, may, upon the approval of the Commissioner of Banking and Insurance, first had and obtained, invest in the preferred stock of such corporations; and providing also the requirements to be set out in the articles of incorporation of such corporations; and providing for the filing of reports with the Secretary of State and the payment of fees therefor, and defining the liability of stockholders, preferred or common, for the debts or engagements of such corporations; providing for the maximum amount of interest, and declaring an emergency."

**SENATE BILL NO. 29 ON SECOND
READING.**

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 29, A bill to be entitled "An Act changing the name and title of the Commissioner of Insurance and Banking to 'Commissioner of Insurance,' and providing that the department administered by such officer shall be known as the 'Department of Insurance' instead of the 'Department of Insurance and Banking,' and declaring an emergency."

The bill was read second time and was passed to third reading.

**SENATE BILL NO. 29 ON THIRD
READING.**

Mr. Blount moved that the constitutional rule requiring bills to be read on three several days be suspended and that

Senate bill No. 29 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101.

Mr. Speaker.	Lewis.
Abney.	McBride.
Amsler.	McDaniel.
Arnold.	McFarlane.
Avis.	McKean.
Baker of Milam.	McNatt.
Baker of Orange.	Martin.
Baldwin.	Mathes.
Barker.	Maxwell.
Beasley.	Merritt.
Bell.	Miller.
Blount.	Montgomery.
Burmeister.	Moore.
Cable.	Morgan
Carpenter	of Liberty.
of Matagorda.	Morgan
Carson.	of Robertson.
Carter of Hays.	Pate.
Chitwood.	Patman.
Collins.	Perdue.
Covey.	Pinkston.
Cowen.	Pool.
Crawford.	Pope.
DeBerry.	Potter.
Dinkle.	Price.
Dodd.	Quaid.
Downs.	Quinn.
Duffey.	Rice.
Dunlap.	Robinson.
Durham.	Russell
Edwards.	of Callahan.
Fields.	Sanford.
Frnka.	Satterwhite.
Fugler.	Shearer.
Gipson.	Simpson.
Green.	Smith.
Greer.	Sparkman.
Hardin of Erath.	Stell.
Hardin	Stevens.
of Kaufman.	Stewart
Harris.	of Galveston.
Henderson	Stewart of Jasper.
of Marion.	Stewart of Reeves.
Henderson	Stiernberg.
of McLennan.	Sweet.
Hendricks.	Teer.
Howeth.	Thompson.
Irwin.	Thrasher.
Jennings.	Turner.
Johnson.	Wallace.
Lackey.	Wells.
Laird.	Westbrook.
Lamb.	Williamson.
Lane.	Wilmans.
LeMaster.	Young.
LeStourgeon.	

Nays—1.

Davis.

Present—Not Voting.

Finlay.

Absent.

Barrett.	Jacks.
Bird.	Jones.
Bobbitt.	Kemble.
Bonham.	Loftin.
Bryant.	Melson.
Carpenter	Patterson.
of Dallas.	Purl.
Carter of Coke.	Rowland.
Coffee.	Russell of Trinity.
Culp.	Shires.
Davenport.	Stewart
Dielmann.	of Edwards.
Driggers.	Storey.
Dunn.	Strickland.
Faubion.	Stroder.
Houston.	Vaughan.
Hughes.	Winfree.
Hull.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

The Speaker then laid Senate bill No. 29 before the House on its third reading and final passage.

The bill was read third time.

Mr. Baker of Milam offered the following (committee) amendment to the bill:

Amend Senate bill No. 29 by adding a new section to be known as Section 1a:

"Section 1a. That said Commissioner of Insurance shall have had at least five years practical experience within the State of Texas in the insurance business, and shall be well informed on the insurance laws of the State of Texas; that his salary shall be three thousand five hundred (\$3500) dollars per year, payable in twelve equal monthly installments; and said Commissioner of Insurance shall perform the duties as imposed on the Commissioner of Insurance and Banking by Chapter 9, Article 71, of the Revised Civil Statutes of Texas."

The amendment was adopted.

Senate bill No. 29 was then finally passed by the following vote:

Yeas—93.

Amsler.	Burmeister.
Arnold.	Cable.
Baker of Milam.	Carpenter
Baker of Orange.	of Matagorda.
Baldwin.	Carson.
Barker.	Carter of Hays.
Barrett.	Chitwood.
Beasley.	Coffee.
Bell.	Collins.
Bird.	Covey.
Bonham.	Cowen.

Davenport.	Martin.
DeBerry.	Merritt.
Dinkle.	Miller.
Dodd.	Montgomery.
Downs.	Moore.
Driggers.	Morgan
Duffey.	of Liberty.
Dunlap.	Morgan
Dunn.	of Robertson.
Durham.	Pate.
Edwards.	Perdue.
Faubion.	Pinkston.
Fields.	Pool.
Frnka.	Purl.
Fugler.	Quaid.
Gipson.	Quinn.
Greer.	Rice.
Hardin of Erath.	Russell
Hardin	of Callahan.
of Kaufman.	Sanford.
Henderson	Satterwhite.
of Marion.	Shearer.
Henderson	Shires.
of McLennan.	Simpson.
Hendricks.	Smith.
Howeth.	Sparkman.
Irwin.	Stevens.
Jennings.	Stewart
Johnson.	of Galveston.
Lackey.	Stewart of Jasper.
Laird.	Stewart of Reeves.
Lamb.	Stiernberg.
Lane.	Stroder.
LeMaster.	Sweet.
Lewis.	Teer.
McBride.	Thrasher.
McDaniel.	Turner.
McFarlane.	Westbrook.
McKean.	Williamson.
McNatt.	

Nays—6.

Davis.	Stell.
Finlay.	Thompson.
Maxwell.	Wallace.

Present—Not Voting.

Mr. Speaker.	Potter.
Abney.	Young.
LeStourgeon.	

Absent.

Avis.	Jacks.
Blount.	Jones.
Bobbitt.	Kemble.
Bryant.	Loftin.
Carpenter	Mathes.
of Dallas.	Melson.
Carter of Coke.	Patman.
Crawford.	Patterson.
Culp.	Pope.
Dielmann.	Price.
Green.	Robinson.
Harris.	Rowland.
Houston.	Russell of Trinity.
Hughes.	Stewart
Hull.	of Edwards.

Storey.	Wells.
Strickland.	Wilmons.
Vaughan.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

Mr. Purl moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

BILLS ORDERED NOT PRINTED.

On motion of Mr. Barrett, House bills Nos. 125 and 124 were ordered not printed.

HOUSE BILL NO. 103 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 103, A bill to be entitled "An Act providing for the construction of permanent improvements for the University of Texas out of income of the University available for such purposes, which has accrued since the first day of May, 1923, or may hereafter accrue to the permanent University fund as defined herein, and the income from University lands and grazing leases thereon, and lands acquired by the University under the provisions of Chapter 137 of the General Laws of the State of Texas passed by the Regular Session of the Thirty-seventh Legislature, by providing for a loan out of the general revenue of the State of Texas and the payment of such loan from said University income, and declaring an emergency."

The bill was read second time.

Mr. Burmeister offered the following amendment to the bill:

Amend House bill No. 103, on page 337 of the House Journal, by changing the period at the end of Section 2 to a semicolon and by adding the following: "Provided that the income from 750,000 acres of said lands, which under the Constitution belong to the Agricultural and Mechanical College and its branch, the Prairie View Normal and Industrial College, shall never be appropriated under the provisions of this act for the use and benefit of the University or for the repayment of the loan procured by virtue of this act."

Mr. Hardin of Kaufman moved that

further consideration of the bill be postponed indefinitely.

(Mr. Pope in the chair.)

Mr. Chitwood moved the previous question on the pending amendment, motion to postpone indefinitely, and the bill, and the main question was ordered.

Question first recurring on the amendment by Mr. Burmeister, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—51.

Baker of Milam.	Irwin.
Baker of Orange.	Jacks.
Barker.	Jennings.
Beasley.	Johnson.
Bird.	Laird.
Blount.	LeMaster.
Bryant.	LeStourgeon.
Burmeister.	McBride.
Carpenter	McKean.
of Matagorda.	Martin.
Carter of Hays.	Morgan
Collins.	of Liberty.
Culp.	Pate.
Davenport.	Perdue.
DeBerry.	Purl.
Dinkle.	Rice.
Dodd.	Russell
Downs.	of Callahan.
Dunlap.	Shearer.
Faubion.	Shires.
Finlay.	Sparkman.
Green.	Stevens.
Hardin	Stewart of Jasper.
of Kaufman.	Stewart of Reeves.
Henderson	Stroder.
of Marion.	Teer.
Henderson	Williamson.
of McLennan.	Young.
Howeth.	

Nays—55.

Abney.	Hendricks.
Amsler.	Lackey.
Arnold.	Lamb.
Avis.	Lane.
Baldwin.	Loftin.
Barrett.	McDaniel.
Bonham.	Mathes.
Cable.	Maxwell.
Carson.	Melson.
Chitwood.	Merritt.
Coffee.	Miller.
Covey.	Morgan
Cowen.	of Robertson.
Davis.	Patman.
Driggers.	Pinkston.
Duffey.	Pope.
Dunn.	Potter.
Durham.	Quaid.
Edwards.	Robinson.
Frnka.	Sanford.
Fugler.	Satterwhite.
Hardin of Erath.	Simpson.

Smith.	Thompson.
Stell.	Thrasher.
Stewart	Wallace.
of Galveston.	Wells.
Stiernberg.	Westbrook.
Storey.	Wilmans.
Sweet.	

Present—Not Voting.

Mr. Speaker.	Quinn.
Harris.	

Absent.

Bell.	McFarlane.
Bobbitt.	McNatt.
Carpenter	Montgomery.
of Dallas.	Moore.
Carter of Coke.	Patterson.
Crawford.	Pool.
Dielmann.	Price.
Fields.	Rogers.
Gipson.	Russell of Trinity.
Greer.	Stewart
Houston.	of Edwards.
Hughes.	Strickland.
Hull.	Turner.
Jones.	Vaughan.
Kemble.	Winfree.
Lewis.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rowland.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

Question then recurring on the motion to postpone indefinitely, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—70.

Abney.	Dinkle.
Amsler.	Dodd.
Arnold.	Downs.
Avis.	Driggers.
Barker.	Duffey.
Barrett.	Dunn.
Beasley.	Edwards.
Bell.	Fields.
Bird.	Finlay.
Blount.	Frnka.
Bryant.	Fugler.
Burmeister.	Hardin of Erath.
Cable.	Hardin
Carpenter	of Kaufman.
of Matagorda.	Harris.
Carson.	Henderson
Carter of Hays.	of Marion.
Chitwood.	Henderson
Coffee.	of McLennan.
Collins.	Hendricks.
Culp.	Howeth.
Davenport.	Jennings.
Davis.	Lackey.
DeBerry.	Laird.

Lane.	Potter.
LeSturgeon.	Purl.
Loftin.	Rice.
McBride.	Sanford.
McDaniel.	Sparkman.
McFarlane.	Stell.
McNatt.	Stevens.
Merritt.	Stewart of Jasper.
Miller.	Stewart of Reeves.
Morgan	Stroder.
of Liberty.	Thompson.
Pate.	Wallace.
Patman.	Williamson.
Perdue.	

Nays—35.

Baker of Milam.	Quinn.
Baker of Orange.	Robinson.
Baldwin.	Russell
Bonham.	of Callahan.
Cowen.	Satterwhite.
Durham.	Shearer.
Faubion.	Simpson.
Green.	Smith.
Irwin.	Stewart
Jacks.	of Galveston.
LeMaster.	Stiernberg.
McKean.	Storey.
Mathes.	Sweet.
Maxwell.	Teer.
Melson.	Thrasher.
Moore.	Turner.
Morgan	Wells.
of Robertson.	Westbrook.
Pinkston.	Young.
Pope.	

Present—Not Voting.

Wilmans.

Absent.

Bobbitt.	Lamb.
Carpenter	Lewis.
of Dallas.	Martin.
Carter of Coke.	Montgomery.
Covey.	Patterson.
Crawford.	Pool.
Dielmann.	Price.
Dunlap.	Quaid.
Gipson.	Rowland.
Greer.	Russell of Trinity.
Houston.	Shires.
Hughes.	Stewart
Hull.	of Edwards.
Johnson.	Strickland.
Jones.	Vaughan.
Kemble.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

Mr. Bonham moved to reconsider the vote by which the bill was postponed in-

definitely and asked to have the motion to reconsider spread on the Journal.

Mr. Patman called up the motion to reconsider and moved to table the motion.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table prevailed by the following vote:

Yeas—56.

Abney.	Henderson
Amsler.	of McLennan.
Avis.	Hendricks.
Barker.	Howeth.
Barrett.	Lackey.
Beasley.	Laird.
Bird.	Lane.
Blount.	LeSturgeon.
Bryant.	Loftin.
Burmeister.	McBride.
Cable.	McDaniel.
Carpenter	McFarlane.
of Matagorda.	McKean.
Carson.	Merritt.
Chitwood.	Miller.
Collins.	Morgan
Davenport.	of Liberty.
Davis.	Pate.
DeBerry.	Patman.
Dodd.	Perdue.
Downs.	Potter.
Driggers.	Purl.
Duffey.	Rice.
Edwards.	Sanford.
Finlay.	Stell.
Frnka.	Stevens.
Hardin of Erath.	Stewart of Jasper.
Hardin	Stewart of Reeves.
of Kaufman.	Stroder.
Harris.	Thompson.
Henderson	Wallace.
of Marion.	Williamson.

Nays—46.

Arnold.	Maxwell.
Baker of Milam.	Melson.
Baker of Orange.	Moore.
Baldwin.	Morgan
Bonham.	of Robertson.
Carter of Hays.	Pinkston.
Coffee.	Pope.
Covey.	Quaid.
Cowen.	Quinn.
Culp.	Robinson.
Dunn.	Russell
Faubion.	of Callahan.
Fugler.	Satterwhite.
Green.	Shearer.
Greer.	Simpson.
Irwin.	Smith.
Jacks.	Sparkman.
Johnson.	Stewart
LeMaster.	of Galveston.
Martin.	Stiernberg.
Mathes.	Storey.

Sweet.
Teer.
Thrasher.
Turner.

Wells.
Westbrook.
Young.

Present—Not Voting.

Jennings.

Absent.

Bell.
Bobbitt.
Carpenter
of Dallas.
Carter of Coke.
Crawford.
Dielmann.
Dinkle.
Dunlap.
Durham.
Fields.
Gipson.
Houston.
Hughes.
Hull.
Jones.
Kemble.

Lamb.
Lewis.
McNatt.
Montgomery.
Patterson.
Pool.
Price.
Rowland.
Russell of Trinity.
Shires.
Stewart
of Edwards.
Strickland.
Vaughan.
Wilmans.
Winfree.

Absent—Excused.

Atkinson.
Harrington.
Looney.
Lusk.
McDonald.

Merriman.
Rogers.
Sackett.
Wessels.
Wilson.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has refused to concur in the House amendments to Senate bill No. 9 and request the appointment of a free conference committee to adjust the differences between the House and Senate. The following are appointed on the committee on behalf of the Senate: Senators Wood, Davis, Doyle, Watts and Turner.

Respectfully,

RICHARD BLALOCK,

Assistant Secretary of the Senate.

HOUSE BILL NO. 122 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 122, A bill to be entitled "An Act to amend Article 3104 so as to provide that no candidate for a State or a district office shall be required to pay not exceeding one dollar as his portion of the estimated expenses of holding the primary election at which such

candidate is seeking nomination, and declaring an emergency."

The bill was read second time.

Mr. Quinn offered the following amendment to the bill:

Amend House bill No. 122 by striking out all of Section 1 and insert in lieu thereof:

"Section 1. That Article 3104 of Chapter 10, Title 49, of the Revised Civil Statutes of Texas, shall be and the same is hereby amended so as to read as follows:

"Article 3104. The name of no person shall be placed on the ballot for a district, county or precinct office who has not paid to the county executive committee the amount of the estimated expenses of holding such primary, apportioned to him by the county executive committee, as hereinbefore provided. No candidates for nomination for State Senator or Representative in the Legislature or for other State office shall be required to pay more than one dollar to any county executive committee or other person for any particular county as his portion of such expenses of holding such primary."

The amendment was adopted.

Mr. Quinn offered the following amendment to the bill:

Amend caption of House bill No. 122 by striking out all after the figures "3104" and add the following: "So as to provide that no candidate for State Senator or State Representative shall be required to pay more than one dollar as his portion of the estimated expenses of holding the primary election at which such candidate is seeking nomination, and declaring an emergency."

The amendment was adopted.

House bill No. 122 was then passed to engrossment.

Mr. Quinn moved a call of the House for the purpose of maintaining a quorum until 5:30 o'clock p. m. today, and the motion was lost.

(Speaker in the chair.)

Mr. Pope moved a call of the House for the purpose of maintaining a quorum until 5:40 o'clock p. m. today.

The motion prevailed.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

On motion of Mr. Quinn, the Sergeant-

at-Arms was instructed to bring in all absentees within the city.

The roll was called and a quorum was announced present.

HOUSE BILL NO. 122 ON THIRD READING.

Mr. Quinn moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 122 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—101.

Mr. Speaker.	Lane.
Abney.	LeMaster.
Amsler.	LeStourgeon.
Arnold.	Lewis.
Avis.	McBride.
Baker of Milam.	McDaniel.
Baker of Orange.	McFarlane.
Baldwin.	McNatt.
Barker.	Martin.
Barrett.	Mathes.
Beasley.	Maxwell.
Bell.	Melson.
Bird.	Merritt.
Blount.	Miller.
Bryant.	Montgomery.
Burmeister.	Moore.
Cable.	Morgan
Carpenter	of Liberty.
of Matagorda.	Morgan
Carson.	of Robertson.
Chitwood.	Pate.
Coffee.	Patman.
Covey.	Perdue.
Cowen.	Pinkston.
Culp.	Pope.
Davenport.	Potter.
DeBerry.	Price.
Dinkle.	Purl.
Dodd.	Quaid.
Downs.	Quinn.
Driggers.	Rice.
Duffey.	Robinson.
Dunlap.	Russell
Dunn.	of Callahan.
Durham.	Sanford.
Edwards.	Satterwhite.
Fields.	Shearer.
Finlay.	Shires.
Fugler.	Simpson.
Greer.	Smith.
Hardin of Erath.	Sparkman.
Henderson	Stell.
of Marion.	Stevens.
Howeth.	Stewart of Jasper.
Irwin.	Stewart of Reeves.
Jacks.	Stiernberg.
Jennings.	Storey.
Johnson.	Stroder.
Laird.	Sweet.
Lamb.	Teer.

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Thompson.	Westbrook.
Wallace.	Wilmans.
Wells.	Young.

Nays—2.

Hardin	Loftin.
of Kaufman.	

Present—Not Voting.

Davis.	Harris.
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Absent.

Bobbitt.	Jones.
Bonham.	Kemble.
Carpenter	Lackey.
of Dallas.	McKean.
Carter of Coke.	Patterson.
Carter of Hays.	Pool.
Collins.	Rowland.
Crawford.	Russell of Trinity.
Dielmann.	Stewart
Faubion.	of Edwards.
Frnka.	Stewart
Gipson.	of Galveston.
Green.	Strickland.
Henderson	Thrasher.
of McLennan.	Turner.
Hendricks.	Vaughan.
Houston.	Williamson.
Hughes.	Winfree.
Hull.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

The Speaker then laid House bill No. 122 before the House, on its third reading and final passage.

The bill was read third time and was passed.

CONFERENCE COMMITTEE ON SENATE BILL NO. 9.

Mr. Quaid called up from the Speaker's table, for consideration at this time, the request of the Senate for a Free Conference Committee on Senate bill No. 9.

The Speaker laid the request of the Senate before the House.

Question—Shall the request be granted?

Mr. Quaid moved that the request be granted.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following Conference Committee on the part of the House on Senate bill No. 9:

Messrs. Blount, Jennings, Chitwood, Storey and Moore.

HOUSE BILL NO. 123 ON SECOND READING.

Mr. Pope moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 123 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—99.

Mr. Speaker.	LeMaster.
Amsler.	LeStourgeon.
Arnold.	Lewis.
Avis.	McBride.
Baker of Milam.	McDaniel.
Baker of Orange.	McFarlane.
Baldwin.	McKean.
Barker.	McNatt.
Barrett.	Martin.
Beasley.	Maxwell.
Bell.	Melson.
Bird.	Merritt.
Blount.	Miller.
Bryant.	Montgomery.
Burmeister.	Moore.
Cable.	Morgan
Carpenter	of Liberty.
of Matagorda.	Morgan
Carson.	of Robertson.
Chitwood.	Pate.
Coffee.	Patman.
Cowen.	Perdue.
Culp.	Pinkston.
Davenport.	Pope.
Davis.	Potter.
DeBerry.	Price.
Dinkle.	Purl.
Dodd.	Quaid.
Downs.	Quinn.
Driggers.	Rice.
Duffey.	Robinson.
Dunlap.	Russell
Dunn.	of Callahan.
Durham.	Sanford.
Edwards.	Satterwhite.
Fields.	Shearer.
Finlay.	Shires.
Fugler.	Simpson.
Greer.	Smith.
Harris.	Sparkman.
Henderson	Stell.
of Marion.	Stewart of Jasper.
Howeth.	Stewart of Reeves.
Irwin.	Storey.
Jacks.	Stroder.
Jennings.	Sweet.
Johnson.	Teer.
Laird.	Thompson.
Lamb.	Wallace.
Lane.	Wells.

Westbrook.
Williamson.

Wilmans.
Young.

Nays—3.

Hardin
of Kaufman.

Loftin.
Mathes.

Absent.

Abney.
Bobbitt.
Bonham.
Carpenter
of Dallas.
Carter of Coke.
Carter of Hays.
Collins.
Covey.
Crawford.
Dielmann.
Faubion.
Frnka.
Gipson.
Green.
Hardin of Erath.
Henderson
of McLennan.
Hendricks.
Houston.

Hughes.
Hull.
Jones.
Kemble.
Lackey.
Patterson.
Pool.
Rowland.
Russell of Trinity.
Stevens.
Stewart
of Edwards.
Stewart
of Galveston.
Stiernberg.
Strickland.
Thrasher.
Turner.
Vaughan.
Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 123, A bill to be entitled "An Act to amend Article 1121, Chapter 11, Title 25, Revised Civil Statutes of the State of Texas, 1911, relating to private corporations, by adding thereto a section providing for the formation of private corporations for the purpose of engaging in radio telegraphy and telephony, and wireless telegraphy and telephony, with authority to own, lease, construct, maintain and operate all the necessary plants, equipment and facilities thereto pertaining, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 123 ON THIRD READING.

The Speaker then laid House bill No. 123 before the House, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—103.

Mr. Speaker.	LeMaster.
Abney.	LeSturgeon.
Arnold.	Lewis.
Avis.	McBride.
Baker of Milam.	McDaniel.
Baker of Orange.	McFarlane.
Baldwin.	McKean.
Barker.	McNatt.
Barrett.	Martin.
Beasley.	Maxwell.
Bell.	Melson.
Bird.	Merritt.
Blount.	Miller.
Bryant.	Montgomery.
Burmeister.	Moore.
Cable.	Morgan
Carpenter	of Liberty.
of Matagorda.	Morgan
Carson.	of Robertson.
Chitwood.	Pate.
Coffee.	Patman.
Covey.	Perdue.
Cowen.	Pinkston.
Culp.	Pope.
Davenport.	Potter.
Davis.	Price.
DeBerry.	Purl.
Dinkle.	Quaid.
Dodd.	Quinn.
Downs.	Rice.
Driggers.	Robinson.
Duffey.	Russell
Dunlap.	of Callahan.
Dunn.	Sanford.
Durham.	Satterwhite.
Edwards.	Shearer.
Fields.	Shires.
Finlay.	Simpson.
Frnka.	Smith.
Fugler.	Sparkman.
Greer.	Stell.
Hardin of Erath.	Stewart of Jasper.
Hardin	Stewart of Reeves.
of Kaufman.	Stiernberg.
Harris.	Storey.
Henderson	Stroder.
of Marion.	Sweet.
Howeth.	Teer.
Irwin.	Thompson.
Jacks.	Wallace.
Jennings.	Wells.
Johnson.	Westbrook.
Laird.	Williamson.
Lamb.	Wilmans.
Lane.	Young.

Nays—1.

Mathes.

Absent.

Amsler.	Carter of Coke.
Bobbitt.	Carter of Hays.
Bonham.	Collins.
Carpenter	Crawford.
of Dallas.	Dielmann.

Faubion.	Pool.
Gipson.	Rowland.
Green.	Russell of Trinity.
Henderson	Stevens.
of McLennan.	Stewart
Hendricks.	of Edwards.
Houston.	Stewart
Hughes.	of Galveston.
Hull.	Strickland.
Jones.	Thrasher.
Kemble.	Turner.
Lackey.	Vaughan.
Loftin.	Winfree.
Patterson.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

HOUSE BILL NO. 124 ON SECOND READING.

Mr. Satterwhite moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 124 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—100.

Mr. Speaker.	Duffey.
Abney.	Dunlap.
Amsler.	Dunn.
Arnold.	Durham.
Avis.	Edwards.
Baker of Milam.	Fields.
Baker of Orange.	Finlay.
Baldwin.	Frnka.
Barker.	Fugler.
Barrett.	Greer.
Beasley.	Hardin of Erath.
Bell.	Henderson
Bird.	of Marion.
Blount.	Howeth.
Bryant.	Irwin.
Burmeister.	Jacks.
Cable.	Jennings.
Carpenter	Johnson.
of Matagorda.	Laird.
Carson.	Lamb.
Chitwood.	Lane.
Coffee.	LeMaster.
Cowen.	LeSturgeon.
Culp.	Lewis.
Davenport.	Loftin.
Davis.	McBride.
DeBerry.	McDaniel.
Dinkle.	McFarlane.
Dodd.	McKean.
Downs.	McNatt.
Driggers.	Martin.

Mathes.	Russell
Maxwell.	of Callahan.
Melson.	Satterwhite.
Merritt.	Shearer.
Miller.	Shires.
Montgomery.	Simpson.
Moore.	Smith.
Morgan	Sparkman.
of Liberty.	Stell.
Morgan	Stevens.
of Robertson.	Stewart of Jasper.
Pate.	Stewart of Reeves.
Patman.	Stiernberg.
Perdue.	Stroder.
Pinkston.	Sweet.
Pope.	Teer.
Potter.	Thompson.
Price.	Wells.
Purl.	Westbrook.
Quaid.	Williamson.
Rice.	Wilmons.
Robinson.	Young.

Absent.

Bobbitt.	Hull.
Bonham.	Jones.
Carpenter	Kemble.
of Dallas.	Lackey.
Carter of Coke.	Patterson.
Carter of Hays.	Pool.
Collins.	Quinn.
Covey.	Rowland.
Crawford.	Russell of Trinity.
Dielmann.	Sanford.
Faubion.	Stewart
Gipson.	of Edwards.
Green.	Stewart
Hardin	of Galveston.
of Kaufman.	Storey.
Harris.	Strickland.
Henderson	Thrasher.
of McLennan.	Turner.
Hendricks.	Vaughan.
Houston.	Wallace.
Hughes.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 124, A bill to be entitled "An Act placing a closed season of five years on antelope, mountain sheep, wild pheasant, wild woodcock, wild wood-duck and wild prairie chicken; and providing open season for killing prairie chickens in certain counties; providing for the violation of same; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 124 ON THIRD READING.

The Speaker then laid House bill No. 124 before the House, on its third reading and final passage.

The bill was read third time and was passed.

HOUSE BILL NO. 125 ON SECOND READING.

Mr. Barrett moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 125 be placed on its second reading and passage to engrossment and on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102.

Mr. Speaker.	Fugler.
Abney.	Hardin of Erath.
Amsler.	Henderson
Arnold.	of Marion.
Avis.	Howeth.
Baker of Milam.	Irwin.
Baker of Orange.	Jacks.
Baldwin.	Jennings.
Barker.	Johnson.
Barrett.	Laird.
Beasley.	Lamb.
Bell.	Lane.
Bird.	LeSturgeon.
Blount.	Lewis.
Bonham.	Loftin.
Bryant.	McBride.
Burmeister.	McDaniel.
Cable.	McFarlane.
Carpenter	McKean.
of Matagorda.	McNatt.
Carson.	Martin.
Chitwood.	Mathes.
Coffee.	Maxwell.
Covey.	Merritt.
Cowen.	Miller.
Culp.	Montgomery.
Davenport.	Moore.
DeBerry.	Morgan
Dinkle.	of Liberty.
Dodd.	Morgan
Downs.	of Robertson.
Driggers.	Pate.
Duffey.	Patman.
Dunlap.	Perdue.
Dunn.	Pinkston.
Durham.	Pope.
Edwards.	Potter.
Faubion.	Price.
Fields.	Purl.
Finlay.	Quaid.
Frnka.	Quinn.

Rice.	Stewart of Reeves.
Robinson.	Stiernberg.
Russell	Storey.
of Callahan.	Stroder.
Sanford.	Sweet.
Shearer.	Teer.
Shires.	Thompson.
Simpson.	Wells.
Smith.	Westbrook.
Sparkman.	Williamson.
Stell.	Wilmans.
Stevens.	Young.
Stewart of Jasper.	

Present—Not Voting.

Davis.	Harris.
	Absent.
Bobbitt.	Kemble.
Carpenter	Lackey.
of Dallas.	LeMaster.
Carter of Coke.	Melson.
Carter of Hays.	Patterson.
Collins.	Pool.
Crawford.	Rowland.
Dielmann.	Russell of Trinity.
Gipson.	Satterwhite.
Green.	Stewart
Greer.	of Edwards.
Hardin	Stewart
of Kaufman.	of Galveston.
Henderson	Strickland.
of McLennan.	Thrasher.
Hendricks.	Turner.
Houston.	Vaughan.
Hughes.	Wallace.
Hull.	Winfree.
Jones.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 125, A bill to be entitled "An Act creating the Pilot Point Independent School District."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 125 ON THIRD READING.

The Speaker then laid House bill No. 125 before the House, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—105.

Mr. Speaker.	Amsler.
Abney.	Avis.

Baker of Milam.	Loftin.
Baker of Orange.	McBride.
Baldwin.	McDaniel.
Barker.	McFarlane.
Barrett.	McKean.
Beasley.	McNatt.
Bell.	Martin.
Bird.	Mathes.
Blount.	Maxwell.
Bonham.	Melson.
Bryant.	Merritt.
Burmeister.	Miller.
Cable.	Montgomery.
Carpenter	Moore.
of Matagorda.	Morgan
Carson.	of Liberty.
Chitwood.	Morgan
Coffee.	of Robertson.
Covey.	Pate.
Cowen.	Patman.
Culp.	Perdue.
Davenport.	Pinkston.
Davis.	Pope.
DeBerry.	Potter.
Dinkle.	Price.
Dodd.	Purl.
Downs.	Quaid.
Driggers.	Quinn.
Duffey.	Rice.
Dunlap.	Robinson.
Dunn.	Russell
Durham.	of Callahan.
Edwards.	Sanford.
Faubion.	Shearer.
Fields.	Shires.
Finlay.	Simpson.
Frnka.	Smith.
Fugler.	Sparkman.
Greer.	Stell.
Harris.	Stevens.
Henderson	Stewart of Jasper.
of Marion.	Stewart of Reeves.
Howeth.	Stiernberg.
Irwin.	Storey.
Jacks.	Stroder.
Jennings.	Teer.
Johnson.	Thompson.
Laird.	Wallace.
Lamb.	Wells.
Lane.	Westbrook.
LeMaster.	Williamson.
LeSturgeon.	Wilmans.
Lewis.	Young.

Absent.

Arnold.	Hardin
Bobbitt.	of Kaufman.
Carpenter	Henderson
of Dallas.	of McLennan.
Carter of Coke.	Hendricks.
Carter of Hays.	Houston.
Collins.	Hughes.
Crawford.	Hull.
Dielmann.	Jones.
Gipson.	Kemble.
Green.	Lackey.
Hardin of Erath.	Patterson.

Pool.	Strickland.
Rowland.	Sweet.
Russell of Trinity.	Thrasher.
Satterwhite.	Turner.
Stewart	Vaughan.
of Edwards.	Winfree.
Stewart	
of Galveston.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

HOUSE BILL NO. 117 ON SECOND READING.

On motion of Mr. Abney, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 117, A bill to be entitled "An Act to amend Section 3 of Chapter 87 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, so as to prohibit the sale and transportation for the purpose of sale of fresh water crappie and bass during the months of February, March and April of each year; making it a misdemeanor to violate the terms of this act; prescribing the punishment for a violation of the terms, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Abney offered the following amendment to the bill:

Amend caption to House bill No. 117 as follows: Add words "and possession" in line 9 after the word "transportation" and before the word "for."

The amendment was adopted.

House bill No. 117 was then passed to engrossment.

HOUSE BILL NO. 117 ON THIRD READING.

Mr. Abney moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 117 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—99.

Mr. Speaker.	Baker of Orange.
Abney.	Baldwin.
Amsler.	Barker.
Arnold.	Barrett.
Avis.	Beasley.

Bell.	McKean.
Bird.	McNatt.
Blount.	Martin.
Bryant.	Mathes.
Burmeister.	Maxwell.
Cable.	Melson.
Carpenter	Merritt.
of Matagorda.	Miller.
Carson.	Montgomery.
Chitwood.	Moore.
Coffee.	Morgan of Liberty.
Covey.	Morgan
Cowen.	of Robertson.
Culp.	Pate.
Davenport.	Patman.
Davis.	Perdue.
DeBerry.	Pinkston.
Dinkle.	Pope.
Dodd.	Potter.
Duffey.	Price.
Dunlap.	Purl.
Dunn.	Quaid.
Durham.	Quinn.
Faubion.	Rice.
Fields.	Robinson.
Finlay.	Russell
Frnka.	of Callahan.
Fugler.	Sanford.
Greer.	Shearer.
Hardin	Shires.
of Kaufman.	Simpson.
Harris.	Smith.
Henderson	Sparkman.
of Marion.	Stell.
Howeth.	Stevens.
Irwin.	Stewart of Reeves.
Jacks.	Stiernberg.
Jennings.	Storey.
Johnson.	Stroder.
Lamb.	Teer.
Lane.	Thompson.
LeMaster.	Thrasher.
LeStourgeon.	Wallace.
Lewis.	Wells.
Loftin.	Westbrook.
McBride.	Williamson.
McDaniel.	Young.

Nays—4.

Baker of Milam.	Laird.
Downs.	Stewart of Jasper.

Absent.

Bobbitt.	Henderson
Bonham.	of McLennan.
Carpenter	Hendricks.
of Dallas.	Houston.
Carter of Coke.	Hughes.
Carter of Hays.	Hull.
Collins.	Jones.
Crawford.	Kemble.
Dielmann.	Lackey.
Driggers.	McFarlane.
Edwards.	Patterson.
Gipson.	Pool.
Green.	Rowland.
Hardin of Erath.	Russell of Trinity.

Satterwhite.
Stewart
of Edwards.
Stewart
of Galveston.
Strickland.

Sweet.
Turner.
Vaughan.
Wilmons.
Winfree.

Absent—Excused.

Atkinson.
Harrington.
Looney.
Lusk.
McDonald.

Merriman.
Rogers.
Sackett.
Wessels.
Wilson.

The Speaker then laid House bill No. 117 before the House, on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—97.

Abney.	Jennings.
Amsler.	Johnson.
Arnold.	Lamb.
Avis.	Lane.
Baker of Orange.	LeMaster.
Baldwin.	LeSturgeon.
Barker.	Lewis.
Barrett.	Loftin.
Beasley.	McBride.
Bell.	McDaniel.
Bird.	McFarlane.
Blount.	McKean.
Bryant.	McNatt.
Burmeister.	Martin.
Cable.	Mathes.
Carpenter	Maxwell.
of Matagorda.	Melson.
Carson.	Merritt.
Chitwood.	Miller.
Coffee.	Montgomery.
Cowen.	Moore.
Culp.	Morgan
Davenport.	of Liberty.
Davis.	Morgan
Dinkle.	of Robertson.
Dodd.	Pate.
Driggers.	Patman.
Duffey.	Perdue.
Dunlap.	Pinkston.
Dunn.	Pope.
Durham.	Potter.
Faubion.	Purl.
Fields.	Quaid.
Finlay.	Quinn.
Frnka.	Rice.
Fugler.	Robinson.
Greer.	Russell
Hardin of Erath.	of Callahan.
Hardin	Sanford.
of Kaufman.	Shearer.
Harris.	Shires.
Henderson	Simpson.
of Marion.	Sparkman.
Howeth.	Stell.
Irwin.	Stewart of Reeves.
Jacks.	Storey.

Stroder.
Sweet.
Teer.
Thompson.
Thrasher.
Wallace.

Wells.
Westbrook.
Williamson.
Wilmons.
Young.

Nays—5.

Baker of Milam. Stewart of Jasper.
Downs. Stiernberg.
Laird.

Present—Not Voting.

Mr. Speaker. Stevens.
DeBerry.

Absent.

Bobbitt.	Jones.
Bonham.	Kemble.
Carpenter	Lackey.
of Dallas.	Patterson.
Carter of Coke.	Pool.
Carter of Hays.	Price.
Collins.	Rowland.
Covey.	Russell of Trinity.
Crawford.	Satterwhite.
Dielmann.	Smith.
Edwards.	Stewart
Gipson.	of Edwards.
Green.	Stewart
Henderson	of Galveston.
of McLennan.	Strickland.
Hendricks.	Turner.
Houston.	Vaughan.
Hughes.	Winfree.
Hull.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

On motion of Mr. Burmeister, the call of the House was extended to 6 o'clock p. m. today.

HOUSE BILL NO. 114 ON SECOND READING.

On motion of Mr. Williamson, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 114, A bill to be entitled "An Act to prohibit the reckless driving and operation of motor vehicles on the public highways of the State of Texas, and prescribing penalties therefor, and defining reckless driving and operation."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

MOTION TO TAKE UP HOUSE BILL NO. 114.

Mr. Williamson moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 114 be placed on its third reading and final passage.

The motion was lost by the following vote, not receiving the necessary four-fifths vote:

Yeas—78.

Mr. Speaker.	McNatt.
Amsler.	Martin.
Arnold.	Maxwell.
Avis.	Melson.
Baker of Orange.	Miller.
Barker.	Montgomery.
Barrett.	Moore.
Beasley.	Morgan
Blount.	of Liberty.
Bryant.	Morgan
Burmeister.	of Robertson.
Cable.	Patman.
Carson.	Perdue.
Coffee.	Pope.
Cowen.	Potter.
Davenport.	Price.
DeBerry.	Purl.
Dinkle.	Quaid.
Downs.	Quinn.
Duffey.	Rice.
Dunlap.	Robinson.
Dunn.	Russell
Durham.	of Callahan.
Edwards.	Shearer.
Faubion.	Shires.
Fields.	Simpson.
Fugler.	Smith.
Harris.	Sparkman.
Henderson	Stell.
of Marion.	Stewart of Jasper.
Howeth.	Stewart of Reeves.
Irwin.	Stroder.
Johnson.	Sweet.
Laird.	Teer.
Lamb.	Thrasher.
Lane.	Wallace.
LeMaster.	Wells.
LeSturgeon.	Westbrook.
Lewis.	Williamson.
McBride.	Wilmans.
McDaniel.	Young.

Nays—25.

Abney.	Hardin of Erath.
Baker of Milam.	Hardin
Baldwin.	of Kaufman.
Bird.	Jacks.
Chitwood.	Loftin.
Covey.	McFarlane.
Culp.	McKean.
Davis.	Mathes.
Dodd.	Merritt.
Finlay.	Pate.
Frnka.	Pinkston.

Stevens.
Stiernberg.

Storey.
Thompson.

Present—Not Voting.

Sanford.

Absent.

Bell.	Hughes.
Bobbitt.	Hull.
Bonham.	Jennings.
Carpenter	Jones.
of Dallas.	Kemble.
Carpenter	Lackey.
of Matagorda.	Patterson.
Carter of Coke.	Pool.
Carter of Hays.	Rowland.
Collins.	Russell of Trinity.
Crawford.	Satterwhite.
Dielmann.	Stewart
Driggers.	of Edwards.
Gipson.	Stewart
Green.	of Galveston.
Greer.	Strickland.
Henderson	Turner.
of McLennan.	Vaughan.
Hendricks.	Winfree.
Houston.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

SENATE BILL NO. 22 ON SECOND READING.

On motion of Mr. Moore, the regular order of business was suspended to take up and have placed on its second reading and passage to third reading,

S. B. No. 22, A bill to be entitled "An Act making an appropriation for two years of any unexpended balance of the University land purchase appropriation."

The Speaker laid the bill before the House and it was read second time.

Mr. Moore offered the following amendments to the bill:

(1)

Amend Senate bill No. 22 by striking out all after the enacting clause and insert the following:

Section 1. Any unexpended balance of the appropriation made by the Regular Session of the Thirty-seventh Legislature for the purchase of additional lands adjacent to the campus of the University of Texas, said appropriation being made in Chapter 137, General Laws, Regular Session of the Thirty-seventh Legislature, is hereby appropriated for a period of two years from

the time that said appropriation shall lapse in the State Treasury, provided that the appropriation herein made shall become available upon the execution and delivery to the University Land Acquisition Board of the bond herein-after described, and not sooner; provided further, that said bond must be executed and delivered within ninety days after this act takes effect, or else said appropriation shall not become available. Said bond shall be a guaranty bond from the Chamber of Commerce or citizens of Austin executed and delivered to the University Land Acquisition Board, guaranteeing to said board and to the State of Texas that the land described in Chapter 137 of the General Laws of the Regular Session of the Thirty-seventh Legislature can be acquired in the methods described in said act for the purpose therein stated and specified at not to exceed the sum of \$1,350,000, including any and all of such land heretofore acquired or hereafter to be acquired, and including any of said money heretofore expended or hereafter to be expended, the purpose being to guarantee that said land described in said act will not cost the State in excess of \$1,350,000, said bond to be drawn by the Attorney General of the State of Texas in such words, tenor and effect as will, in his opinion, be binding and to be approved by him as to form; said bond and the obligors therein to guarantee that said land, together with the expense of acquiring same, can be acquired within said sum. Said sum to cover all condemnation proceedings and the cost incident thereto that may be necessary for the acquisition of the property, and the expenses above provided for.

Sec. 2. The fact that it is apparent that some of said appropriation will be unexpended and will lapse in the State Treasury without all of said lands having been acquired, as provided for in the original act, creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and that this act shall take effect and be in force from and after its passage, and said rule is hereby suspended, and it is so enacted.

(2)

Amend Senate bill No. 22 by striking out all before the enacting clause and insert the following:

"An Act making an appropriation for two years of any unexpended balance of an appropriation made to acquire additional lands for the University of Texas, which appropriation was made by the Thirty-seventh Legislature at its Regular Session, said act being Chapter 137 of the General Laws of said Regular Session; requiring a bond to be executed within ninety days after this act takes effect for the purpose of guaranteeing that said lands may be acquired within the amount appropriated by the Legislature; providing that said appropriation of the unexpended balance shall not be available until the execution and delivery of said bond; prescribing the conditions of said bond, and declaring an emergency."

The amendments were severally adopted.

Senate bill No. 22 was then passed to third reading.

MOTION TO TAKE UP SENATE BILL NO. 22.

Mr. Moore moved that the constitutional rule requiring bills to be read on three several days be suspended and that Senate bill No. 22 be placed on its third reading and final passage.

The motion was lost by the following vote, not receiving the necessary four-fifths vote:

Yeas—74.

Amsler.	Henderson
Arnold.	of Marion.
Avis.	Howeth.
Baker of Milam.	Irwin.
Baker of Orange.	Jacks.
Baldwin.	Jennings.
Bell.	Johnson.
Blount.	Lamb.
Bonham.	Lane.
Bryant.	LeMaster.
Burmeister.	McBride.
Cable.	McDaniel.
Carpenter	McNatt.
of Matagorda.	Martin.
Chitwood.	Mathes.
Coffee.	Maxwell.
Cowen.	Melson.
DeBerry.	Miller.
Driggers.	Montgomery.
Duffey.	Moore.
Dunlap.	Morgan
Dunn.	of Robertson.
Durham.	Pate.
Edwards.	Pinkston.
Faubion.	Pope.
Finlay.	Potter.
Frnka.	Purl.
Greer.	Quaid.
Hardin of Erath.	Robinson.

Russell	Stroder.
of Callahan.	Sweet.
Sanford.	Teer.
Satterwhite.	Thompson.
Shearer.	Thrasher.
Shires.	Wells.
Simpson.	Westbrook.
Smith.	Williamson.
Stiernberg.	Wilmans.
Storey.	Young.

Nays—26.

Abney.	Laird.
Barker.	LeStourgeon.
Beasley.	Loftin.
Bird.	McFarlane.
Carson.	Merritt.
Culp.	Morgan
Davenport.	of Liberty.
Davis.	Patman.
Dinkle.	Rice.
Dodd.	Sparkman.
Downs.	Stell.
Fields.	Stewart of Jasper.
Hardin	Stewart of Reeves.
of Kaufman.	Wallace.

Present—Not Voting.

Harris.	Price.
Perdue.	Stevens.

Absent.

Barrett.	Jones.
Bobbitt.	Kemble.
Carpenter	Lackey.
of Dallas.	Lewis.
Carter of Coke.	McKean.
Carter of Hays.	Patterson.
Collins.	Pool.
Covey.	Quinn.
Crawford.	Rowland.
Dielmann.	Russell of Trinity.
Fugler.	Stewart
Gipson.	of Edwards.
Green.	Stewart
Henderson	of Galveston.
of McLennan.	Strickland.
Hendricks.	Turner.
Houston.	Vaughan.
Hughes.	Winfree.
Hull.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

HOUSE BILL NO. 102 ON ENGROSSMENT.

On motion of Mr. Irwin, the regular order of business was suspended to take up, on its passage to engrossment,

H. B. No. 102, A bill to be entitled "An Act authorizing any city in the

State of Texas of one hundred thousand or more population, whether organized by special law, home rule charter, or general laws of the State of Texas, to disannex unimproved territory, and declaring an emergency."

The Speaker laid the bill before the House, it having heretofore been read second time, with amendment by Mr. Jacks pending.

Mr. Jacks withdrew the pending amendment.

Mr. Irwin offered the following amendment to the bill:

Amend House bill No. 102 by striking out the words in line 13, as follows, "one hundred thousand or more population" and insert "one hundred fifty thousand or more according to the 1920 Federal census."

The amendment was adopted.

Mr. Irwin moved a call of the House for the purpose of maintaining a quorum pending consideration of House bill No. 102, and the call was duly seconded.

The Speaker then directed the Door-keeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Mr. Williamson offered the following amendment to the bill:

Amend House bill No. 102 by changing the word "uninhabited" in line 16 to "unimproved."

Mr. Culp moved the previous question on the pending amendment and the bill, and the main question was ordered.

Question first recurring on the amendment, it was adopted.

Question then recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 102 was then passed to engrossment by the following vote:

Yeas—62.

Abney.	Davis.
Amsler.	Dinkle.
Arnold.	Downs.
Barrett.	Driggers.
Beasley.	Duffey.
Blount.	Dunlap.
Burmeister.	Dunn.
Cable.	Edwards.
Carpenter	Faubion.
of Matagorda.	Fields.
Carson.	Finlay.
Coffee.	Fugler.
Covey.	Hardin
Culp.	of Kaufman.

Henderson	Potter.
of Marion.	Quaid.
Irwin.	Quinn.
Laird.	Russell
Lamb.	of Callahan.
Lane.	Sanford.
Lewis.	Shearer.
Loftin.	Shires.
McBride.	Simpson.
McNatt.	Smith.
Martin.	Sparkman.
Maxwell.	Stewart of Jasper.
Melson.	Stewart of Reeves.
Merritt.	Storey.
Morgan	Teer.
of Liberty.	Thrasher.
Morgan	Wallace.
of Robertson.	Wells.
Pinkston.	Williamson.
Pope.	Young.

Nays—22.

Avis.	LeSturgeon.
Baker of Milam.	McDaniel.
Baker of Orange.	McFarlane.
Bryant.	McKean.
Cowen.	Mathes.
Davenport.	Purl.
Dodd.	Stevens.
Durham.	Stiernberg.
Greer.	Stroder.
Hardin of Erath.	Sweet.
Harris.	Wilmans.
Jacks.	

Present—Not Voting.

Mr. Speaker.	LeMaster.
Baldwin.	Moore.
Barker.	Pate.
Bell.	Patman.
Bird.	Perdue.
Chitwood.	Price.
DeBerry.	Robinson.
Green.	Satterwhite.
Howeth.	Westbrook.
Jennings.	

Absent.

Bobbitt.	Kemble.
Bonham.	Lackey.
Carpenter	Miller.
of Dallas.	Montgomery.
Carter of Coke.	Patterson.
Carter of Hays.	Pool.
Collins.	Rice.
Crawford.	Rowland.
Dielmann.	Russell of Trinity.
Frnka.	Stell.
Gipson.	Stewart
Henderson	of Edwards.
of McLennan.	Stewart
Hendricks.	of Galveston.
Houston.	Strickland.
Hughes.	Thompson.
Hull.	Turner.
Johnson.	Vaughan.
Jones.	Winfree.

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

HOUSE BILL NO. 102 ON THIRD READING.

Mr. Shires moved that the constitutional rule requiring bills to be read on three several days be suspended and that House bill No. 102 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—80.

Abney.	Lamb.
Amsler.	Lane.
Arnold.	LeMaster.
Baldwin.	Lewis.
Barker.	Loftin.
Barrett.	McBride.
Beasley.	McKean.
Bell.	McNatt.
Bird.	Martin.
Bonham.	Maxwell.
Burmeister.	Melson.
Cable.	Merritt.
Carpenter	Moore.
of Matagorda.	Morgan
Carson.	of Liberty.
Chitwood.	Morgan
Coffee.	of Robertson.
Covey.	Patman.
Culp.	Pinkston.
Davis.	Pope.
DeBerry.	Potter.
Dinkle.	Quaid.
Driggers.	Quinn.
Duffey.	Robinson.
Dunlap.	Russell
Dunn.	of Callahan.
Edwards.	Sanford.
Faubion.	Satterwhite.
Fields.	Shearer.
Finlay.	Shires.
Frnka.	Simpson.
Fugler.	Smith.
Green.	Sparkman.
Greer.	Stewart of Reeves.
Hardin of Erath.	Storey.
Hardin	Stroder.
of Kaufman.	Teer.
Henderson	Thompson.
of Marion.	Thrasher.
Irwin.	Wallace.
Jennings.	Wells.
Johnson.	Williamson.
Laird.	Young.

Nays—14.

Avis.	Bryant.
Baker of Milam.	Cowen.
Baker of Orange.	Davenport.

Dodd.	Stiernberg.
Jacks.	Sweet.
McDaniel.	Wilmans.
McFarlane.	

Present—Not Voting.

Mr. Speaker.	Pate.
Harris.	Perdue.
Howeth.	Price.
LeStourgeon.	Stevens.
Montgomery.	Westbrook.

Absent.

Blount.	Lackey.
Bobbitt.	Mathes.
Carpenter	Miller.
of Dallas.	Patterson.
Carter of Coke.	Pool.
Carter of Hays.	Purl.
Collins.	Rice.
Crawford.	Rowland.
Dielmann.	Russell of Trinity.
Downs.	Stell.
Durham.	Stewart
Gipson.	of Edwards.
Henderson	Stewart
of McLennan.	of Galveston.
Hendricks.	Stewart of Jasper.
Houston.	Strickland.
Hughes.	Turner.
Hull.	Vaughan.
Jones.	Winfree.
Kemble.	

Absent—Excused.

Atkinson.	Merriman.
Harrington.	Rogers.
Looney.	Sackett.
Lusk.	Wessels.
McDonald.	Wilson.

The Speaker then laid House bill No. 102 before the House on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—72.

Abney.	Downs.
Amsler.	Driggers.
Arnold.	Duffey.
Barker.	Dunlap.
Barrett.	Durham.
Beasley.	Faubion.
Bell.	Fields.
Bonham.	Finlay.
Burmeister.	Frnka.
Cable.	Fugler.
Carpenter	Green.
of Matagorda.	Hardin
Carson.	of Kaufman.
Coffee.	Henderson
Covey.	of Marion.
Culp.	Howeth.
Davis.	Irwin.
Dinkle.	Johnson.

Laird.	Quinn.
Lamb.	Russell
Lewis.	of Callahan.
Loftin.	Sanford.
McBride.	Satterwhite.
McKean.	Shearer.
McNatt.	Shires.
Martin.	Simpson.
Mathes.	Smith.
Maxwell.	Sparkman.
Melson.	Stewart of Jasper.
Merritt.	Stewart of Reeves.
Morgan	Storey.
of Liberty.	Stroder.
Morgan	Teer.
of Robertson.	Thrasher.
Pinkston.	Wallace.
Pope.	Wells.
Potter.	Williamson.
Purl.	Wilmans.
Quaid.	Young.

Nays—15.

Avis.	Jacks.
Baker of Milam.	McDaniel.
Baker of Orange.	McFarlane.
Davenport.	Stevens.
Dodd.	Stiernberg.
Greer.	Sweet.
Hardin of Erath.	Thompson.

Present—Not Voting.

Mr. Speaker.	LeMaster.
Baldwin.	LeStourgeon.
Bird.	Moore.
Blount.	Pate.
Chitwood.	Patman.
DeBerry.	Perdue.
Dunn.	Robinson.
Lane.	Westbrook.

Absent.

Bobbitt.	Jones.
Bryant.	Kemble.
Carpenter	Lackey.
of Dallas.	Miller.
Carter of Coke.	Montgomery.
Carter of Hays.	Patterson.
Collins.	Pool.
Cowen.	Price.
Crawford.	Rice.
Dielmann.	Rowland.
Edwards.	Russell of Trinity.
Gipson.	Stell.
Harris.	Stewart
Henderson	of Edwards.
of McLennan.	Stewart
Hendricks.	of Galveston.
Houston.	Strickland.
Hughes.	Turner.
Hull.	Vaughan.
Jennings.	Winfree.

Absent—Excused.

Atkinson.	Looney.
Harrington.	Lusk.

McDonald.
Merriman.
Rogers.

Sackett.
Wessels.
Wilson.

Mr. Irwin moved to reconsider the vote by which the bill was passed, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. C. R. No. 10, Relating to the right of Dan A. Japhet to join the State in suit.

Respectfully,

RICHARD BLALOCK,
Assistant Secretary of the Senate.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 74, A bill to be entitled "An Act to appropriate six million dollars (\$6,000,000) out of the general funds of the State to aid all the public schools for the scholastic years beginning September 1, 1923, and September 1, 1924, and ending August 31, 1924, and August 31, 1925, respectively, the same to be distributed as the available school funds are now distributed, and declaring an emergency," with amendments.

H. B. No. 85, A bill to be entitled "An Act making appropriations for the State government for two years beginning September 1, 1923, and ending August 31, 1925, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency," with amendments.

Respectfully,

RICHARD BLALOCK,
Assistant Secretary of the Senate.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: I am directed by the Senate to

inform the House that the Senate has passed

H. B. No. 51, A bill to be entitled "An Act for the purpose of promoting the public school interests of rural schools and those of small towns, of aiding the people to provide adequate school facilities for the education of their children, by the appropriation of two million dollars per year, or so much thereof as may be necessary, for the next fiscal two years ending August 31, 1924, and August 31, 1925, respectively, allowing the State Board of Education and the State Superintendent of Public Instruction to aid such schools in accordance with the conditions herein specified; providing how such schools shall be located and school buildings constructed, furnished and maintained; providing certain prerequisites for the granting of such aid, and providing no school having over five hundred scholastics shall receive such aid, giving preference to all school districts in which the available school fund, together with the local district tax will not maintain the school six months in the year; limiting the amount which any school may receive; providing for aid for schools where extraordinary conditions prevent schools from meeting State requirements; providing assistance for such rural schools as will afford instructions and demonstration in home and farm vocations, according to plans approved by the State Department of Education, providing assistance for small districts which effect consolidation during the next two fiscal years; providing for the expenses of administration by action of the State Board of Education; providing for reports to be made to the State Superintendent of Public Instruction and to the State Board of Education; providing for the manner of payment and disbursement of all money granted under the provisions of this act; repealing all laws and parts of laws in conflict herewith, and declaring an emergency," with amendments.

Respectfully,

RICHARD BLALOCK,
Assistant Secretary of the Senate.

HOUSE BILL NO. 85 WITH SENATE AMENDMENTS.

Mr. Quaid called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 85, A bill to be entitled

"An Act making appropriations for the State government for two years beginning September 1, 1923, and ending August 31, 1925, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

Mr. Quaid moved that the House do not concur in the Senate amendments, and that a Free Conference Committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

In accordance with the above action, the Speaker announced the appointment of the following Free Conference Committee on the part of the House on House bill No. 85:

Messrs. Quaid, Wallace, Sanford, Westbrook and Davenport.

HOUSE BILL NO. 51 WITH SENATE AMENDMENTS.

Mr. Greer called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 51, A bill to be entitled "An Act for the purpose of promoting the public school interests of rural schools and those of small towns, of aiding the people to provide adequate school facilities for the education of their children, by the appropriation of two million dollars per year, or so much thereof as may be necessary, for the next two fiscal years ending August 31, 1924, and August 31, 1925, respectively; allowing the State Board of Education and the State Superintendent of Public Instruction to aid such schools in accordance with the conditions herein specified; providing how such schools shall be located and school buildings constructed, furnished and maintained; providing certain prerequisites for the granting of such aid, and providing that no school having over five hundred scholastics shall receive such aid; giving preference to all school districts in which the available school fund, together with the local district tax, will not maintain the school six months in the year; limiting the amount which any school may receive; providing for aid for schools where extraordinary conditions prevent schools from meeting stated requirements; providing assistance for such rural schools as will afford

instructions and demonstration in home and farm vocations according to plans approved by the State Department of Education; providing assistance for small districts which effect consolidation during the next two fiscal years; providing for the expenses of administration by action of the State Board of Education; providing for reports to be made to the State Superintendent of Public Instruction and to the State Board of Education; providing for the manner of payment and disbursement of all money granted under the provisions of this act; repealing all laws and parts of laws in conflict herewith."

The Speaker laid the bill before the House and the Senate amendments were read.

Mr. Greer moved that the House do not concur in the Senate amendments, and that a Free Conference Committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

HOUSE BILL NO. 74 WITH SENATE AMENDMENTS.

Mr. Patman called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 74, A bill to be entitled "An Act to appropriate four million dollars (\$4,000,000) out of the general funds of the State to aid all the public schools for the scholastic years beginning September 1, 1923, and September 1, 1924, and ending August 31, 1924, and August 31, 1925, respectively, the same to be distributed as the available school funds are now distributed, and declaring an emergency."

The Speaker laid the bill before the House and the Senate amendments were read.

Mr. Patman moved that the House do not concur in the Senate amendments, and that a Free Conference Committee be requested to adjust the differences between the two houses on the bill.

The motion prevailed.

MOTION TO TAKE UP HOUSE BILL NO. 111.

Mr. Sweet moved that the regular order of business be suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 111, A bill to be entitled "An Act making it a felony to manu-

facture, sell, barter, give away or furnish as a beverage any poisonous alcoholic liquor, drug, whisky, mixture or preparation; defining the words 'poisonous' and 'alcoholic' as used in the act; prescribing penalties, and declaring an emergency."

Mr. Abney moved a call of the House for the purpose of maintaining a quorum pending consideration of House bill No. 111, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

The roll was called and the Speaker announced that there was not a quorum present.

ADJOURNMENT.

On motion of Mr. Chitwood, the House, at 6:15 o'clock p. m., adjourned until 10 o'clock a. m. tomorrow.

APPENDIX.

STANDING COMMITTEE REPORTS.

The following standing committees have today filed favorable reports on bills as follows:

School Districts—House bill No. 125.

Game and Fisheries—House bill No. 124.

Municipal and Private Corporations—House bill No. 123.

REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 116, A bill to be entitled "An Act to repeal Section 1, Chapter 39, Acts of the First Called Session, Thirty-fifth Legislature, same being an act to vest title to the property near the intersection of Nineteenth street and East Avenue in the city of Austin, Travis county, Texas, belonging to the Blind Asylum, in the University of

Texas and to direct conveyance thereof to the State University; providing that title to said property shall vest in the State of Texas; providing further for an appropriation to repair said property, including buildings, machinery and equipment, and declaring an emergency,"

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 85, A bill to be entitled "An Act making appropriations for the State government for two years beginning September 1, 1923, and ending August 31, 1925, and for other purposes, and prescribing certain regulations and restrictions in respect thereto, and declaring an emergency,"

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 72, A bill to be entitled "An Act providing for the assessment of property stored in warehouses, and places of storage; defining places of storage and requiring that every warehouseman in the State of Texas who holds property belonging to any person, co-partnership, association or corporation shall, on January 1st of each year, furnish to the tax assessor of the county in which such property is held, a list of such property and the name and address of the owner thereof, and declaring an emergency,"

And find the same correctly engrossed

DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 71, A bill to be entitled "An Act providing for the rendition for taxation and assessment thereof of all merchandise and stocks sold by mercan-

tile establishments or department store leasing in the State of Texas, and providing for efficient method for the assessment thereof, and declaring an emergency,"

And find the same correctly engrossed.
DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 39, A bill to be entitled "An Act to require the teaching of the Constitution of the United States and of this State, including the study of and devotion to American institutions and ideals, in all the public schools and colleges,"

And find the same correctly engrossed.
DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 124, A bill to be entitled "An Act placing a closed season of five years on antelope, mountain sheep, wild pheasant, wild woodcock, wild wood-duck and wild prairie chicken, and providing open season for killing prairie chicken in certain counties; providing a penalty for violation of same; repealing all laws in conflict herewith, and declaring an emergency,"

And find the same correctly engrossed.
DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 104, A bill to be entitled "An Act amending Section 8 of Chapter 48, Local and Special Laws passed at the Regular Session of the Thirty-eighth Legislature, being House bill No. 509, creating the Levelland School District in Hockley county, Texas, so as to provide for the issuance of bonds of said district to bear interest at the rate not to exceed six per cent per annum, said

bonds to be payable serially or otherwise, and declaring an emergency,"

And find the same correctly engrossed.
DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 101, A bill to be entitled "An Act to validate all public free school lands purchased from the State December 3, 1895, and July 31, 1896,"

And find the same correctly engrossed.
DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 100, A bill to be entitled "An Act authorizing the commissioners court of Floyd county to validate the sale of a certain block of land in the county of Floyd in this State, known as 211 acres out of Section No. 89, Block No. 1, A. B. & M. Cert. No. 1497, and shown on the official map of Floyd county; authorizing the commissioners court of said county to execute a deed of confirmation, without the necessity of public advertisement and public sale, and declaring an emergency,"

And find the same correctly engrossed.
DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 97, A bill to be entitled "An Act to amend Sections 2, 3 and 5 of an act creating the Simmons Independent School District in Live Oak county, Texas, passed during the Regular Session of the Thirty-eighth Legislature of Texas, signed on March 6, 1923, and duly signed by the Governor, and known as House bill No. 507; increasing the number of school trustees to seven members; providing how the four additional trustees shall be elected

for the first time and thereafter; and providing for the assessment and collection of all taxes in said district, and declaring an emergency,"

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 98, A bill to be entitled "An Act enlarging Woodson Independent School District of Throckmorton and Stephens counties, defining the boundaries and prescribing the powers thereof; providing for the organizing thereof; and for the assumption by said district of the bonded indebtedness now existing against the present Woodson Independent School District and for adjusting the territory of said district as enlarged to such special taxes as may have been voted by the present said district,"

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 99, A bill to be entitled "An Act to amend Section 1 of Chapter 116 of the Local and Special Laws as passed by the Thirty-third Legislature, 1913, entitled 'An Act creating an independent school district to be known as the Rockwall Independent School District, and prescribing the metes and bounds of same; and providing for the creation of a board of trustees for same, and authorizing said board of trustees to levy, assess and collect special taxes and conferring upon the board of trustees plenary powers and authority to issue bonds for the purpose of purchasing school sites, and erecting, furnishing and equipping school buildings within said district, to refund and take up any indebtedness and outstanding bonds or contracts of the common school district included in the territory herein described, and to pay current expenses in the maintenance and support of said schools, and further prescribing the du-

ties and authority of said board of trustees, and declaring an emergency,' and declaring an emergency,"

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 105, A bill to be entitled "An Act amending Section 8 of Chapter 23, Local and Special Laws of the Regular Session of the Thirty-eighth Legislature, and being House bill No. 251, creating the Meadow Independent School District in Terry county, Texas, so as to provide for the issuance of bonds of said district to bear interest at the rate not to exceed six per cent per annum, said bonds to be payable serially or otherwise, and declaring an emergency,"

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 96, A bill to be entitled "An Act creating Baileyboro Independent School District of Bailey county; providing for the organization of its affairs; defining its powers and providing for an election for the purpose of adjusting the territory comprised in this district to any taxes which may theretofore have been levied upon any property included therein, for the purpose of protecting an outstanding bond issue by any district of which such territory may have formed part, and declaring an emergency,"

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 109, A bill to be entitled "An Act to create the Roscoe Independent

ent School District in Nolan county, Texas, including the present Roscoe Independent School District; providing a board of trustees therefor; vesting said independent school district and board of trustees with all the rights, powers, privileges and duties conferred upon independent school districts incorporated under the general laws of Texas for school purposes only; providing that the board of trustees of the existing school in said district shall continue to act as such until their successors are elected in accordance with the provisions of this act and the general laws of Texas; repealing an act known as Senate bill No. 84, passed by the Thirty-eighth Legislature at its Second Called Session, creating said district, and declaring an emergency."

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,

Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 121, A bill to be entitled "An Act to amend Section 1, Chapter 65, Acts of Thirty-sixth Legislature, Second Called Session, providing for the dissolution of consolidated school districts by majority vote of the qualified voters of the district at an election held for that purpose, and declaring an emergency."

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,

Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 120, A bill to be entitled "An Act amending Section 1 of Chapter 4 of the Special and Local Laws of the First Called Session of the Thirty-seventh Legislature, whereby the Tehuacana School District in Limestone county is reduced in size, and providing for the annexation of the portions thereof thus removed unto adjacent common school districts, and declaring an emergency."

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,

Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 94, A bill to be entitled "An Act creating the Imperial Independent School District in Pecos county, Texas; defining its boundaries; providing for a board of trustees; conferring upon said district the rights, powers, privileges and duties now conferred and imposed by the general laws of the State on independent school districts and the board of trustees thereof; providing for the division of the funds and taxes held by and due to Buena Vista Independent School District, and declaring an emergency."

And find the same correctly engrossed.

DINKLE, Chairman.

Committee Room,

Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 119, A bill to be entitled "An Act creating the Whitsett Independent School District in Live Oak county, Texas; defining its boundaries; providing for the board of trustees; vesting title to all school property within said school district in the trustees and their successors; charging said district with all indebtedness and the performance of all contracts of the school included within the district; providing that the board of trustees heretofore elected and now serving for the Whitsett Common School District shall continue in office for the district hereby created until the expiration of their terms and until their successors shall have been elected and qualified; authorizing the trustees to exercise all the rights and powers conferred by general laws upon trustees of independent school districts created for school purposes only under the general laws; providing for the assessment and collection of all taxes in said district; providing that if any part of this act is held ineffective or unconstitutional the remaining part shall not be invalidated; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

And find the same correctly engrossed.

DINKLE, Chairman.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 12, "An Act to amend Article 7629 of the Revised Civil Statutes of 1911, pertaining to credits allowed tax collectors for unpaid taxes reported or returned by them as delinquent or insolvent,"

Have carefully compared same and find it correctly enrolled, and have this day, at 5:10 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 11, Authorizing and directing the Comptroller of Public Accounts to transfer the unexpended balance amounting to ninety-six and forty-six one hundredths (\$96.46) dollars of an appropriation of one hundred dollars made by the Thirty-seventh Legislature at its First Called Session, for contingent expense of the State Tax Board for the fiscal year ending August 31, 1923, to the credit of the appropriation made for the same fiscal year for said board for payment of postage, telegraph, telephone and express,

Have carefully compared same and find it correctly enrolled, and have this day, at 5:10 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 11, "An Act to amend subdivision 5 of Article 7618 of the Revised Civil Statutes of 1911, as amended by Chapter 124, page 190, General Laws, Regular Session, Thirty-fourth Legislature, approved March 22, 1915, pertaining to the collection of de-

linquent and insolvent taxes and making reports of same by county tax collectors,"

Have carefully compared same and find it correctly enrolled, and have this day, at 5:10 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,
Austin, Texas, June 11, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 67, "An Act levying a State occupation tax on every person, firm, partnership, company, corporation, association, receiver, common law trust, those operating under a declaration of trust, or other concern, selling at wholesale in intrastate commerce in this State any gasoline; defining wholesale selling so as to include sales in intrastate commerce to the retailer; defining retailer to include sales to the consumer in any quantity; defining wholesale sales so as to include transactions where the Texas refiner, compounder, manufacturer, blender or preparer markets its gasoline at retail in intrastate commerce and to include sales of imported gasoline in intrastate commerce by the retailer where the gasoline is not sold to the retailer so as to subject the seller to the tax; enacting the necessary provisions to enforce the collection of the tax and to accomplish the purpose of the act; requiring reports to be made and records to be kept and permitting inspection of same by public officials; prescribing penalties for failure to comply with the act; providing for interest on delinquent taxes and penalties; making disposition of the taxes after collected, three-fourths of same to go to the State highway fund and one-fourth to the available school fund; providing for suits to enforce the act; defining gasoline; declaring the legislative intent as to portions or sections of act being held invalid; repealing in part all other laws levying an occupation tax based on sales of gasoline in this State; defining 'person' as used in the act; defining 'retailer,' and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this

day, at 5:10 o'clock p. m., presented same to the Governor for his approval.
HENDRICKS, Chairman.

Committee Room,
Austin, Texas, June 9, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 13, Inviting Hon. Pat Harrison to address the Legislature,

Have carefully compared same and find it correctly enrolled, and have this day, at 10:50 o'clock a. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,
Austin, Texas, June 9, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 9, "An Act levying and providing for the payment of a State occupation tax on the mining or production of sulphur by any method, system or manner, within this State; requiring reports to be made and records to be kept by those engaged in the business and providing for the inspection thereof, by certain public officials, their employes or representatives; prescribing penalties for failure to comply with provisions of this act; providing for the payment of interest and penalties on delinquent taxes due hereunder; providing for suits to enforce the collection of delinquent taxes, interest, penalties and costs by certain officials; fixing the venue therefor; repealing House bill No. 328 passed at the Regular Session of the Thirty-eighth Legislature, levying an occupation tax on the production of sulphur, and declaring an emergency."

Have carefully compared same and find it correctly enrolled, and have this day, at 3:30 o'clock p. m., presented same to the Governor for his approval.

HENDRICKS, Chairman.

Committee Room,
Austin, Texas, June 9, 1923.

Hon. R. E. Seagler, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 10, Granting leave of absence to Judge J. R. Warren,

Have carefully compared same and find it correctly enrolled, and have this

day, at 3:30 o'clock p. m., presented same to the Governor for his approval.
HENDRICKS, Chairman.

NINETEENTH DAY.

(Tuesday, June 12, 1923.)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Seagler.

The roll was called and the following members were present:

Amsler.	Irwin.
Arnold.	Jacks.
Avis.	Jennings.
Baker of Milam.	Johnson.
Baker of Orange.	Kemble.
Barker.	Lackey.
Barrett.	Laird.
Beasley.	Lane.
Bell.	LeMaster.
Bird.	LeSturgeon.
Blount.	Lewis.
Bonham.	Loftin.
Bryant.	McBride.
Burmeister.	McDaniel.
Cable.	McFarlane.
Carpenter	McKean.
of Matagorda.	McNatt.
Carson.	Martin.
Carter of Hays.	Mathes.
Chitwood.	Maxwell.
Coffee.	Melson.
Collins.	Merritt.
Covey.	Miller.
Cowen.	Montgomery.
Crawford.	Moore.
Culp.	Morgan
Davenport.	of Liberty.
Davis.	Pate.
DeBerry.	Patman.
Dinkle.	Perdue.
Dodd.	Pinkston.
Downs.	Pope.
Driggers.	Potter.
Duffey.	Purl.
Dunlap.	Quaid.
Dunn.	Quinn.
Durham.	Rice.
Edwards.	Rogers.
Faubion.	Russell
Fields.	of Callahan.
Finlay.	Russell of Trinity.
Frnka.	Sanford.
Fugler.	Satterwhite.
Gipson.	Shearer.
Green.	Shires.
Greer.	Simpson.
Hardin of Erath.	Smith.
Harris.	Sparkman.
Henderson	Stell.
of Marion.	Stevens.
Hendricks.	Stewart
Howeth.	of Edwards.